

Senate Study Bill 1288 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
CHAIRPERSON DVORSKY)

A BILL FOR

1 An Act relating to appropriations for health and human services
2 and veterans and including other related provisions and
3 appropriations, and including effective date and retroactive
4 and other applicability date provisions.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

DEPARTMENT ON AGING — FY 2015-2016

Section 1. DEPARTMENT ON AGING. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2015, and ending June 30, 2016, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For aging programs for the department on aging and area agencies on aging to provide citizens of Iowa who are 60 years of age and older with case management for frail elders, Iowa's aging and disabilities resource center, and other services which may include but are not limited to adult day services, respite care, chore services, information and assistance, and material aid, for information and options counseling for persons with disabilities who are 18 years of age or older, and for salaries, support, administration, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$ 11,436,066
.....	FTEs 31.00

1. Funds appropriated in this section may be used to supplement federal funds under federal regulations. To receive funds appropriated in this section, a local area agency on aging shall match the funds with moneys from other sources according to rules adopted by the department. Funds appropriated in this section may be used for elderly services not specifically enumerated in this section only if approved by an area agency on aging for provision of the service within the area.

2. Of the funds appropriated in this section, \$279,946 is transferred to the economic development authority for the Iowa commission on volunteer services to be used for the retired and senior volunteer program.

3. a. The department on aging shall establish and enforce procedures relating to expenditure of state and federal funds

1 by area agencies on aging that require compliance with both
2 state and federal laws, rules, and regulations, including but
3 not limited to all of the following:

4 (1) Requiring that expenditures are incurred only for goods
5 or services received or performed prior to the end of the
6 fiscal period designated for use of the funds.

7 (2) Prohibiting prepayment for goods or services not
8 received or performed prior to the end of the fiscal period
9 designated for use of the funds.

10 (3) Prohibiting the prepayment for goods or services
11 not defined specifically by good or service, time period, or
12 recipient.

13 (4) Prohibiting the establishment of accounts from which
14 future goods or services which are not defined specifically by
15 good or service, time period, or recipient, may be purchased.

16 b. The procedures shall provide that if any funds are
17 expended in a manner that is not in compliance with the
18 procedures and applicable federal and state laws, rules, and
19 regulations, and are subsequently subject to repayment, the
20 area agency on aging expending such funds in contravention of
21 such procedures, laws, rules and regulations, not the state,
22 shall be liable for such repayment.

23 4. Of the funds appropriated in this section, at least
24 \$250,000 shall be used to fund the unmet needs identified
25 through Iowa's aging and disability resource center network.

26 5. Of the funds appropriated in this section, at least
27 \$600,000 shall be used to fund home and community-based
28 services through the area agencies on aging that enable older
29 individuals to avoid more costly utilization of residential or
30 institutional services and remain in their own homes.

31 6. Of the funds appropriated in this section, \$850,000
32 shall be used for the purposes of chapter 231E and section
33 231.56A, of which \$325,000 shall be used for the office of
34 substitute decision maker pursuant to chapter 231E, and the
35 remainder shall be distributed equally to the area agencies on

1 aging to administer the prevention of elder abuse, neglect, and
2 exploitation program pursuant to section 231.56A, in accordance
3 with the requirements of the federal Older Americans Act of
4 1965, 42 U.S.C. §3001 et seq., as amended.

5 DIVISION II

6 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2015-2016

7 Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN.

8 1. There is appropriated from the general fund of the state
9 to the office of long-term care ombudsman for the fiscal year
10 beginning July 1, 2015, and ending June 30, 2016, the following
11 amount, or so much thereof as is necessary, to be used for the
12 purposes designated:

13 For salaries, support, administration, maintenance, and
14 miscellaneous purposes, and for not more than the following
15 full-time equivalent positions:

16	\$	1,506,783
17	FTEs	21.00

18 2. Of the funds appropriated in this section, \$450,000 shall
19 be used to provide additional local long-term care ombudsmen.

20 3. The office of long-term care ombudsman and the department
21 of human services shall collaborate to develop a Medicaid
22 state plan amendment to provide for the claiming of federal
23 financial participation for office of long-term care ombudsman
24 activities that are performed to assist with administration of
25 the Medicaid program. The Medicaid state plan amendment shall
26 be submitted to the centers for Medicare and Medicaid services
27 of the United States department of health and human services in
28 a timely manner to allow for such claiming of federal financial
29 participation beginning January 1, 2016.

30 DIVISION III

31 DEPARTMENT OF PUBLIC HEALTH — FY 2015-2016

32 Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated
33 from the general fund of the state to the department of public
34 health for the fiscal year beginning July 1, 2015, and ending
35 June 30, 2016, the following amounts, or so much thereof as is

1 necessary, to be used for the purposes designated:

2 1. ADDICTIVE DISORDERS

3 For reducing the prevalence of the use of tobacco, alcohol,
4 and other drugs, and treating individuals affected by addictive
5 behaviors, including gambling, and for not more than the
6 following full-time equivalent positions:

7 \$ 27,263,690

8 FTEs 10.00

9 a. (1) Of the funds appropriated in this subsection,
10 \$5,248,361 shall be used for the tobacco use prevention
11 and control initiative, including efforts at the state and
12 local levels, as provided in chapter 142A. The commission
13 on tobacco use prevention and control established pursuant
14 to section 142A.3 shall advise the director of public health
15 in prioritizing funding needs and the allocation of moneys
16 appropriated for the programs and initiatives. Activities
17 of the programs and initiatives shall be in alignment with
18 the United States centers for disease control and prevention
19 best practices for comprehensive tobacco control programs that
20 include the goals of preventing youth initiation of tobacco
21 usage, reducing exposure to secondhand smoke, and promotion of
22 tobacco cessation.

23 (2) (a) Of the funds allocated in this paragraph "a",
24 \$453,067 is transferred to the alcoholic beverages division of
25 the department of commerce for enforcement of tobacco laws,
26 regulations, and ordinances and to engage in tobacco control
27 activities approved by the division of tobacco use prevention
28 and control of the department of public health as specified
29 in the memorandum of understanding entered into between the
30 divisions.

31 (b) For the fiscal year beginning July 1, 2015, and ending
32 June 30, 2016, the terms of the memorandum of understanding,
33 entered into between the division of tobacco use prevention
34 and control of the department of public health and the
35 alcoholic beverages division of the department of commerce,

1 governing compliance checks conducted to ensure licensed retail
2 tobacco outlet conformity with tobacco laws, regulations, and
3 ordinances relating to persons under eighteen years of age,
4 shall continue to restrict the number of such checks to one
5 check per retail outlet, and one additional check for any
6 retail outlet found to be in violation during the first check.

7 b. Of the funds appropriated in this subsection,
8 \$22,015,329 shall be used for problem gambling and
9 substance-related disorder prevention, treatment, and recovery
10 services, including a 24-hour helpline, public information
11 resources, professional training, and program evaluation.

12 (1) Of the funds allocated in this paragraph "b",
13 \$18,903,715 shall be used for substance-related disorder
14 prevention and treatment.

15 (a) Of the funds allocated in this subparagraph (1),
16 \$899,300 shall be used for the public purpose of a grant
17 program to provide substance-related disorder prevention
18 programming for children.

19 (i) Of the funds allocated in this subparagraph division
20 (a), \$427,539 shall be used for grant funding for organizations
21 that provide programming for children by utilizing mentors.
22 Programs approved for such grants shall be certified or must
23 be certified within six months of receiving the grant award
24 by the Iowa commission on volunteer services as utilizing the
25 standards for effective practice for mentoring programs.

26 (ii) Of the funds allocated in this subparagraph division
27 (a), \$426,839 shall be used for grant funding for organizations
28 providing programming that includes youth development and
29 leadership services. The programs shall also be recognized as
30 being programs that are scientifically based with evidence of
31 their effectiveness in reducing substance-related disorders in
32 children.

33 (iii) The department of public health shall utilize a
34 request for proposals process to implement the grant program.

35 (iv) All grant recipients shall participate in a program

1 evaluation as a requirement for receiving grant funds.

2 (v) Of the funds allocated in this subparagraph division
3 (a), up to \$44,922 may be used to administer substance-related
4 disorder prevention grants and for program evaluations.

5 (b) Of the funds allocated in this subparagraph
6 (1), \$272,603 shall be used for culturally competent
7 substance-related disorder treatment pilot projects.

8 (i) The department shall utilize the amount allocated
9 in this subparagraph division (b) for at least three pilot
10 projects to provide culturally competent substance-related
11 disorder treatment in various areas of the state. Each pilot
12 project shall target a particular ethnic minority population.
13 The populations targeted shall include but are not limited to
14 African American, Asian, and Latino.

15 (ii) The pilot project requirements shall provide for
16 documentation or other means to ensure access to the cultural
17 competence approach used by a pilot project so that such
18 approach can be replicated and improved upon in successor
19 programs.

20 (2) Of the funds allocated in this paragraph "b", up
21 to \$3,111,614 may be used for problem gambling prevention,
22 treatment, and recovery services.

23 (a) Of the funds allocated in this subparagraph (2),
24 \$2,573,762 shall be used for problem gambling prevention and
25 treatment.

26 (b) Of the funds allocated in this subparagraph (2), up to
27 \$437,852 may be used for a 24-hour helpline, public information
28 resources, professional training, and program evaluation.

29 (c) Of the funds allocated in this subparagraph (2), up
30 to \$100,000 may be used for the licensing of problem gambling
31 treatment programs.

32 (3) It is the intent of the general assembly that from the
33 moneys allocated in this paragraph "b", persons with a dual
34 diagnosis of substance-related disorder and gambling addiction
35 shall be given priority in treatment services.

1 c. Notwithstanding any provision of law to the contrary,
2 to standardize the availability, delivery, cost of delivery,
3 and accountability of problem gambling and substance-related
4 disorder treatment services statewide, the department shall
5 continue implementation of a process to create a system
6 for delivery of treatment services in accordance with the
7 requirements specified in 2008 Iowa Acts, chapter 1187, section
8 3, subsection 4. To ensure the system provides a continuum
9 of treatment services that best meets the needs of Iowans,
10 the problem gambling and substance-related disorder treatment
11 services in any area may be provided either by a single agency
12 or by separate agencies submitting a joint proposal.

13 (1) The system for delivery of substance-related disorder
14 and problem gambling treatment shall include problem gambling
15 prevention.

16 (2) The system for delivery of substance-related disorder
17 and problem gambling treatment shall include substance-related
18 disorder prevention by July 1, 2016.

19 (3) Of the funds allocated in paragraph "b", the department
20 may use up to \$100,000 for administrative costs to continue
21 developing and implementing the process in accordance with this
22 paragraph "c".

23 d. The requirement of section 123.53, subsection 5, is met
24 by the appropriations and allocations made in this division of
25 this Act for purposes of substance-related disorder treatment
26 and addictive disorders for the fiscal year beginning July 1,
27 2015.

28 e. The department of public health shall work with all
29 other departments that fund substance-related disorder
30 prevention and treatment services and all such departments
31 shall, to the extent necessary, collectively meet the state
32 maintenance of effort requirements for expenditures for
33 substance-related disorder services as required under the
34 federal substance-related disorder prevention and treatment
35 block grant.

1 2. HEALTHY CHILDREN AND FAMILIES

2 For promoting the optimum health status for children,
3 adolescents from birth through 21 years of age, and families,
4 and for not more than the following full-time equivalent
5 positions:

6 \$ 7,331,602
7 FTEs 13.00

8 a. Of the funds appropriated in this subsection, not more
9 than \$734,841 shall be used for the healthy opportunities for
10 parents to experience success (HOPES)-healthy families Iowa
11 (HFI) program established pursuant to section 135.106. The
12 funding shall be distributed to renew the grants that were
13 provided to the grantees that operated the program during the
14 fiscal year ending June 30, 2015.

15 b. In order to implement the legislative intent stated in
16 sections 135.106 and 256I.9, that priority for home visitation
17 program funding be given to programs using evidence-based or
18 promising models for home visitation, it is the intent of the
19 general assembly to phase in the funding priority in accordance
20 with 2012 Iowa Acts, chapter 1133, section 2, subsection 2,
21 paragraph 0b.

22 c. Of the funds appropriated in this subsection, \$4,912,887
23 shall be used to expand statewide the department's initiative
24 to provide for adequate developmental surveillance and
25 screening during a child's first five years. The funds shall
26 be used first to fully fund the current sites to ensure that
27 the sites are fully operational, with the remaining funds
28 to be used for expansion to additional sites. The full
29 implementation and expansion shall include enhancing the scope
30 of the program through collaboration with the child health
31 specialty clinics to promote healthy child development through
32 early identification and response to both biomedical and social
33 determinants of healthy development; by monitoring child
34 health metrics to inform practice, document long-term health
35 impacts and savings, and provide for continuous improvement

1 through training, education, and evaluation; and by providing
2 for practitioner consultation particularly for children with
3 behavioral conditions and needs. The department of public
4 health shall also collaborate with the Iowa Medicaid enterprise
5 and the child health specialty clinics to integrate the
6 activities of the first five initiative into the establishment
7 of patient-centered medical homes, community utilities,
8 accountable care organizations, and other integrated care
9 models developed to improve health quality and population
10 health while reducing health care costs. To the maximum extent
11 possible, funding allocated in this paragraph shall be utilized
12 as matching funds for medical assistance program reimbursement.

13 d. Of the funds appropriated in this subsection, \$74,640
14 shall be distributed to a statewide dental carrier to provide
15 funds to continue the donated dental services program patterned
16 after the projects developed by the lifeline network to provide
17 dental services to indigent individuals who are elderly or with
18 disabilities.

19 e. Of the funds appropriated in this subsection, \$111,995
20 shall be used for childhood obesity prevention.

21 f. Of the funds appropriated in this subsection, \$162,768
22 shall be used to provide audiological services and hearing
23 aids for children. The department may enter into a contract
24 to administer this paragraph.

25 g. Of the funds appropriated in this subsection, \$25,000 is
26 transferred to the university of Iowa college of dentistry for
27 provision of primary dental services to children. State funds
28 shall be matched on a dollar-for-dollar basis. The university
29 of Iowa college of dentistry shall coordinate efforts with the
30 department of public health, bureau of oral and health delivery
31 systems, to provide dental care to underserved populations
32 throughout the state.

33 h. Of the funds appropriated in this subsection, \$50,000
34 shall be used to address youth suicide prevention.

35 i. Of the funds appropriated in this subsection, \$50,000

1 shall be used to support the Iowa effort to address the survey
2 of children who experience adverse childhood experiences known
3 as ACEs.

4 3. CHRONIC CONDITIONS

5 For serving individuals identified as having chronic
6 conditions or special health care needs, and for not more than
7 the following full-time equivalent positions:

8	\$	5,105,861
9	FTEs	5.00

10 a. Of the funds appropriated in this subsection, \$159,932
11 shall be used for grants to individual patients who have an
12 inherited metabolic disorder to assist with the costs of
13 medically necessary foods and formula.

14 b. Of the funds appropriated in this subsection, \$891,644
15 shall be used for the brain injury services program pursuant to
16 section 135.22B, including for continuation of the contracts
17 for resource facilitator services in accordance with section
18 135.22B, subsection 9, and to enhance brain injury training and
19 recruitment of service providers on a statewide basis. Of the
20 amount allocated in this paragraph, \$95,000 shall be used to
21 fund one full-time equivalent position to serve as the state
22 brain injury services program manager.

23 c. Of the funds appropriated in this subsection, \$547,982
24 shall be used as additional funding to leverage federal funding
25 through the federal Ryan White Care Act, Tit. II, AIDS drug
26 assistance program supplemental drug treatment grants.

27 d. Of the funds appropriated in this subsection, \$149,823
28 shall be used for the public purpose of continuing to contract
29 with an existing national-affiliated organization to provide
30 education, client-centered programs, and client and family
31 support for people living with epilepsy and their families.
32 The amount allocated in this paragraph in excess of \$100,000
33 shall be matched dollar-for-dollar by the organization
34 specified.

35 e. Of the funds appropriated in this subsection, \$785,114

1 shall be used for child health specialty clinics.

2 f. Of the funds appropriated in this subsection, \$400,000
3 shall be used by the regional autism assistance program
4 established pursuant to section 256.35, and administered by
5 the child health specialty clinic located at the university of
6 Iowa hospitals and clinics. The funds shall be used to enhance
7 interagency collaboration and coordination of educational,
8 medical, and other human services for persons with autism,
9 their families, and providers of services, including delivering
10 regionalized services of care coordination, family navigation,
11 and integration of services through the statewide system of
12 regional child health specialty clinics and fulfilling other
13 requirements as specified in chapter 225D. The university of
14 Iowa shall not receive funds allocated under this paragraph for
15 indirect costs associated with the regional autism assistance
16 program.

17 g. Of the funds appropriated in this subsection, \$570,993
18 shall be used for the comprehensive cancer control program to
19 reduce the burden of cancer in Iowa through prevention, early
20 detection, effective treatment, and ensuring quality of life.
21 Of the funds allocated in this paragraph "g", \$150,000 shall
22 be used to support a melanoma research symposium, a melanoma
23 biorepository and registry, basic and translational melanoma
24 research, and clinical trials.

25 h. Of the funds appropriated in this subsection, \$126,450
26 shall be used for cervical and colon cancer screening, and
27 \$300,000 shall be used to enhance the capacity of the cervical
28 cancer screening program to include provision of recommended
29 prevention and early detection measures to a broader range of
30 low-income women.

31 i. Of the funds appropriated in this subsection, \$676,864
32 shall be used for the center for congenital and inherited
33 disorders including to provide for surveillance of stillbirths
34 as defined in section 136A.2.

35 j. Of the funds appropriated in this subsection, \$129,411

1 shall be used for the prescription drug donation repository
2 program created in chapter 135M.

3 k. Of the funds appropriated in this subsection,
4 \$215,263 shall be used by the department of public health
5 for reform-related activities, including but not limited to
6 facilitation of communication to stakeholders at the state and
7 local level, administering the patient-centered health advisory
8 council pursuant to section 135.159, and involvement in health
9 care system innovation activities occurring across the state.

10 l. Of the funds appropriated in this subsection, \$25,000
11 shall be used for administration of chapter 124D, the medical
12 cannabidiol Act, or other Code provisions authorizing the
13 compassionate medical use of cannabis, if enacted by the 2015
14 regular session of the Eighty-sixth General Assembly.

15 4. COMMUNITY CAPACITY

16 For strengthening the health care delivery system at the
17 local level, and for not more than the following full-time
18 equivalent positions:

19	\$	8,719,716
20	FTEs	11.00

21 a. Of the funds appropriated in this subsection, \$99,414
22 is allocated for continuation of the child vision screening
23 program implemented through the university of Iowa hospitals
24 and clinics in collaboration with early childhood Iowa areas.
25 The program shall submit a report to the individuals identified
26 in this Act for submission of reports regarding the use of
27 funds allocated under this paragraph "a". The report shall
28 include the objectives and results for the program year
29 including the target population and how the funds allocated
30 assisted the program in meeting the objectives; the number,
31 age, and location within the state of individuals served;
32 the type of services provided to the individuals served; the
33 distribution of funds based on service provided; and the
34 continuing needs of the program.

35 b. Of the funds appropriated in this subsection, \$110,656 is

1 allocated for continuation of an initiative implemented at the
2 university of Iowa and \$99,904 is allocated for continuation of
3 an initiative at the state mental health institute at Cherokee
4 to expand and improve the workforce engaged in mental health
5 treatment and services. The initiatives shall receive input
6 from the university of Iowa, the department of human services,
7 the department of public health, and the mental health and
8 disability services commission to address the focus of the
9 initiatives.

10 c. Of the funds appropriated in this subsection, \$1,164,628
11 shall be used for essential public health services that promote
12 healthy aging throughout one's lifespan, contracted through a
13 formula for local boards of health, to enhance health promotion
14 and disease prevention services.

15 d. Of the funds appropriated in this section, \$99,286 shall
16 be deposited in the governmental public health system fund
17 created in section 135A.8 to be used for the purposes of the
18 fund.

19 e. Of the funds appropriated in this subsection, \$105,448
20 shall be used to continue to address the shortage of mental
21 health professionals in the state.

22 f. Of the funds appropriated in this subsection,
23 \$50,000 shall be used for a grant to a statewide association
24 of psychologists that is affiliated with the American
25 psychological association to be used for continuation of a
26 program to rotate intern psychologists in placements in urban
27 and rural mental health professional shortage areas, as defined
28 in section 135.180.

29 g. (1) Of the funds appropriated in this subsection,
30 \$2,882,969 shall be allocated as a grant to the Iowa primary
31 care association to be used pursuant to section 135.153 for
32 the statewide coordination of the Iowa collaborative safety
33 net provider network. Coordination of the network shall
34 focus on increasing access by underserved populations to
35 health care services, increasing integration of the health

1 system and collaboration across the continuum of care with
2 a focus on safety net services, and enhancing the Iowa
3 collaborative safety net provider network's communication and
4 education efforts. The amount allocated as a grant under this
5 subparagraph (1) shall be used as follows to support the Iowa
6 collaborative safety net provider network goals of increased
7 access, health system integration, and engagement:

8 (a) For distribution to safety net partners in the state
9 that work to increase access of the underserved population to
10 health services:

11 \$ 1,025,485

12 (i) Of the amount allocated in this subparagraph
13 division (a), up to \$413,415 shall be distributed to the
14 Iowa prescription drug corporation for continuation of the
15 pharmaceutical infrastructure for safety net providers as
16 described in 2007 Iowa Acts, chapter 218, section 108.

17 (ii) Of the amount allocated in this subparagraph division
18 (a), up to \$348,322 shall be distributed to free clinics and
19 free clinics of Iowa for necessary infrastructure, statewide
20 coordination, provider recruitment, service delivery, and
21 provision of assistance to patients in securing a medical home
22 inclusive of oral health care.

23 (iii) Of the amount allocated in this subparagraph
24 division (a), up to \$50,000 shall be distributed to the
25 Iowa coalition against sexual assault to continue a training
26 program for sexual assault response team (SART) members,
27 including representatives of law enforcement, victim advocates,
28 prosecutors, and certified medical personnel.

29 (iv) Of the amount allocated in this subparagraph division
30 (a), up to \$213,748 shall be distributed to the Polk county
31 medical society for continuation of the safety net provider
32 patient access to a specialty health care initiative as
33 described in 2007 Iowa Acts, chapter 218, section 109.

34 (b) For distribution to safety net partners in the
35 state that work to increase health system integration, care

1 coordination, and collaboration across the continuum of care
 2 with a focus on safety net services. Such efforts shall
 3 include but not be limited to community care coordination team
 4 development and integration of medical and behavioral health
 5 services. Efforts shall also include working, in conjunction
 6 with the department of human services and the department
 7 of public health, to support Medicaid managed care efforts
 8 inclusive of the state innovation model through the continued
 9 development and implementation of community care coordination
 10 teams. Implementation of the community care coordination
 11 teams shall be accomplished through a statewide regionally
 12 based network that provides an integrated approach to health
 13 care delivery through care coordination that supports primary
 14 care providers and links patients with community resources
 15 necessary to empower patients in addressing biomedical and
 16 social determinants of health to improve health outcomes:
 17 \$ 1,672,199
 18 (c) For distribution to safety net partners in the state
 19 that work to serve as a resource for credible, accurate
 20 information on health care-related needs and services
 21 for vulnerable populations in the state including the
 22 Iowa association of rural health clinics for necessary
 23 infrastructure and service delivery transformation and the Iowa
 24 primary care association to support partner engagement, program
 25 management, and statewide coordination of the network:
 26 \$ 185,285
 27 (2) The amount allocated under this paragraph "g" shall
 28 not be reduced for administrative or other costs prior to
 29 distribution. The Iowa collaborative safety net provider
 30 network may continue to distribute funds allocated pursuant to
 31 this paragraph "g" through existing contracts or renewal of
 32 existing contracts.
 33 (3) For each goal of the Iowa collaborative safety net
 34 provider network, the Iowa primary care association shall
 35 submit a progress report to the individuals designated in this

1 Act for submission of reports by December 15, 2015, including
2 progress in developing and implementing the network, how the
3 funds were distributed and used in developing and implementing
4 the network, and the remaining needs identified to fully
5 develop and implement the network.

6 h. Of the funds appropriated in this subsection, \$213,400
7 shall be used for continuation of the work of the direct care
8 worker advisory council established pursuant to 2008 Iowa Acts,
9 chapter 1188, section 69, in implementing the recommendations
10 in the final report submitted by the advisory council to the
11 governor and the general assembly in March 2012.

12 i. (1) Of the funds appropriated in this subsection,
13 \$216,375 shall be used for allocation to an independent
14 statewide direct care worker organization under continuation
15 of the contract in effect during the fiscal year ending June
16 30, 2015.

17 (2) Of the funds appropriated in this subsection, \$75,000
18 shall be used to provide scholarships or other forms of
19 subsidization for direct care worker educational conferences,
20 training, or outreach activities.

21 j. Of the funds appropriated in this subsection, the
22 department may use up to \$58,175 for up to one full-time
23 equivalent position to administer the volunteer health care
24 provider program pursuant to section 135.24.

25 k. Of the funds appropriated in this subsection, \$100,000
26 shall be used for a matching dental education loan repayment
27 program to be allocated to a dental nonprofit health service
28 corporation to continue to develop the criteria and implement
29 the loan repayment program.

30 l. Of the funds appropriated in this subsection, \$105,823 is
31 transferred to the college student aid commission for deposit
32 in the rural Iowa primary care trust fund created in section
33 261.113 to be used for the purposes of the fund.

34 m. Of the funds appropriated in this subsection, \$250,000
35 shall be used for the purposes of the Iowa donor registry as

1 specified in section 142C.18.

2 n. Of the funds appropriated in this subsection, \$100,000
3 shall be used for continuation of a grant to a nationally
4 affiliated volunteer eye organization that has an established
5 program for children and adults and that is solely dedicated to
6 preserving sight and preventing blindness through education,
7 nationally certified vision screening and training, and
8 community and patient service programs. The organization
9 shall submit a report to the individuals identified in this
10 Act for submission of reports regarding the use of funds
11 allocated under this paragraph "n". The report shall include
12 the objectives and results for the program year including
13 the target population and how the funds allocated assisted
14 the program in meeting the objectives; the number, age, and
15 location within the state of individuals served; the type of
16 services provided to the individuals served; the distribution
17 of funds based on services provided; and the continuing needs
18 of the program.

19 o. Of the funds appropriated in this subsection, \$25,000
20 shall be used for the continuation of a wellness council under
21 the direction of the director of public health to increase
22 support for wellness activities in the state.

23 p. Of the funds appropriated in this subsection, \$2,000,000
24 shall be deposited in the medical residency training account
25 created in section 135.175, subsection 5, paragraph "a", and
26 is appropriated from the account to the department of public
27 health to be used for the purposes of the medical residency
28 training state matching grants program as specified in section
29 135.176. However, notwithstanding any provision to the
30 contrary in section 135.176, priority in the awarding of grants
31 shall be given to sponsors that propose preference in the use
32 of the grant funds for psychiatric residency positions and
33 family practice residency positions.

34 q. Of the funds appropriated in this section, \$30,000
35 shall be used for a grant to a dental nonprofit health service

1 corporation to support an initiative of the lifelong smiles
 2 coalition in developing and testing an oral health specialty
 3 training for direct care professionals. The specialty training
 4 curriculum shall be developed through a partnership with the
 5 university of Iowa college of dentistry and the college of
 6 nursing to increase access to and improve oral health care of
 7 older Iowans who are homebound or living in nursing facilities,
 8 to improve and enhance their overall health, comfort, and
 9 dignity.

10 5. HEALTHY AGING

11 To provide public health services that reduce risks and
 12 invest in promoting and protecting good health over the
 13 course of a lifetime with a priority given to older Iowans and
 14 vulnerable populations:

15 \$ 7,297,142

16 6. INFECTIOUS DISEASES

17 For reducing the incidence and prevalence of communicable
 18 diseases, and for not more than the following full-time
 19 equivalent positions:

20 \$ 1,335,155

21 FTEs 4.00

22 7. PUBLIC PROTECTION

23 For protecting the health and safety of the public through
 24 establishing standards and enforcing regulations, and for not
 25 more than the following full-time equivalent positions:

26 \$ 4,339,191

27 FTEs 135.50

28 a. Of the funds appropriated in this subsection, not more
 29 than \$454,700 shall be credited to the emergency medical
 30 services fund created in section 135.25. Moneys in the
 31 emergency medical services fund are appropriated to the
 32 department to be used for the purposes of the fund.

33 b. Of the funds appropriated in this subsection, \$203,032
 34 shall be used for sexual violence prevention programming
 35 through a statewide organization representing programs

1 serving victims of sexual violence through the department's
 2 sexual violence prevention program. The amount allocated
 3 in this paragraph "b" shall not be used to supplant funding
 4 administered for other sexual violence prevention or victims
 5 assistance programs.

6 c. Of the funds appropriated in this subsection, \$598,751
 7 shall be used for the state poison control center. Pursuant
 8 to the directive under 2014 Iowa Acts, chapter 1140, section
 9 102, the federal matching funds available to the state poison
 10 control center from the department of human services under the
 11 federal Children's Health Insurance Program Reauthorization Act
 12 allotment shall be subject to the federal administrative cap
 13 rule of 10 percent applicable to funding provided under Tit.
 14 XXI of the federal Social Security Act and included within the
 15 department's calculations of the cap.

16 d. Of the funds appropriated in this subsection, \$537,750
 17 shall be used for childhood lead poisoning provisions.

18 8. RESOURCE MANAGEMENT

19 For establishing and sustaining the overall ability of the
 20 department to deliver services to the public, and for not more
 21 than the following full-time equivalent positions:

22	\$	855,072
23	FTEs	4.00

24 The university of Iowa hospitals and clinics under the
 25 control of the state board of regents shall not receive
 26 indirect costs from the funds appropriated in this section.
 27 The university of Iowa hospitals and clinics billings to the
 28 department shall be on at least a quarterly basis.

29 DIVISION IV

30 DEPARTMENT OF VETERANS AFFAIRS — FY 2015-2016

31 Sec. 4. DEPARTMENT OF VETERANS AFFAIRS. There is
 32 appropriated from the general fund of the state to the
 33 department of veterans affairs for the fiscal year beginning
 34 July 1, 2015, and ending June 30, 2016, the following amounts,
 35 or so much thereof as is necessary, to be used for the purposes

1 designated:

2 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

3 For salaries, support, maintenance, and miscellaneous
4 purposes, and for not more than the following full-time
5 equivalent positions:

6 \$ 1,200,546

7 FTEs 15.00

8 2. IOWA VETERANS HOME

9 For salaries, support, maintenance, and miscellaneous
10 purposes:

11 \$ 7,594,996

12 a. The Iowa veterans home billings involving the department
13 of human services shall be submitted to the department on at
14 least a monthly basis.

15 b. If there is a change in the employer of employees
16 providing services at the Iowa veterans home under a collective
17 bargaining agreement, such employees and the agreement shall
18 be continued by the successor employer as though there had not
19 been a change in employer.

20 c. Within available resources and in conformance with
21 associated state and federal program eligibility requirements,
22 the Iowa veterans home may implement measures to provide
23 financial assistance to or on behalf of veterans or their
24 spouses who are participating in the community reentry program.

25 d. The Iowa veterans home expenditure report shall be
26 submitted monthly to the legislative services agency.

27 3. HOME OWNERSHIP ASSISTANCE PROGRAM

28 For transfer to the Iowa finance authority for the
29 continuation of the home ownership assistance program for
30 persons who are or were eligible members of the armed forces of
31 the United States, pursuant to section 16.54:

32 \$ 2,500,000

33 Sec. 5. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS
34 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
35 appropriation in section 35A.16 for the fiscal year beginning

1 July 1, 2015, and ending June 30, 2016, the amount appropriated
2 from the general fund of the state pursuant to that section
3 for the following designated purposes shall not exceed the
4 following amount:

5 For the county commissions of veteran affairs fund under
6 section 35A.16:

7 \$ 990,000

8 DIVISION V

9 DEPARTMENT OF HUMAN SERVICES — FY 2015-2016

10 Sec. 6. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
11 GRANT. There is appropriated from the fund created in section
12 8.41 to the department of human services for the fiscal year
13 beginning July 1, 2015, and ending June 30, 2016, from moneys
14 received under the federal temporary assistance for needy
15 families (TANF) block grant pursuant to the federal Personal
16 Responsibility and Work Opportunity Reconciliation Act of 1996,
17 Pub. L. No. 104-193, and successor legislation, the following
18 amounts, or so much thereof as is necessary, to be used for the
19 purposes designated:

20 1. To be credited to the family investment program account
21 and used for assistance under the family investment program
22 under chapter 239B:

23 \$ 5,136,995

24 2. To be credited to the family investment program account
25 and used for the job opportunities and basic skills (JOBS)
26 program and implementing family investment agreements in
27 accordance with chapter 239B:

28 \$ 10,138,178

29 3. To be used for the family development and
30 self-sufficiency grant program in accordance with section
31 216A.107:

32 \$ 2,898,980

33 Notwithstanding section 8.33, moneys appropriated in this
34 subsection that remain unencumbered or unobligated at the close
35 of the fiscal year shall not revert but shall remain available

1 for expenditure for the purposes designated until the close of
 2 the succeeding fiscal year. However, unless such moneys are
 3 encumbered or obligated on or before September 30, 2016, the
 4 moneys shall revert.

5 4. For field operations:

6 \$ 31,296,232

7 5. For general administration:

8 \$ 3,744,000

9 6. For state child care assistance:

10 \$ 35,047,110

11 a. Of the funds appropriated in this subsection,
 12 \$26,328,097 is transferred to the child care and development
 13 block grant appropriation made by the Eighty-sixth General
 14 Assembly, 2015 Session, for the federal fiscal year beginning
 15 October 1, 2015, and ending September 30, 2016. Of this
 16 amount, \$200,000 shall be used for provision of educational
 17 opportunities to registered child care home providers in order
 18 to improve services and programs offered by this category
 19 of providers and to increase the number of providers. The
 20 department may contract with institutions of higher education
 21 or child care resource and referral centers to provide
 22 the educational opportunities. Allowable administrative
 23 costs under the contracts shall not exceed 5 percent. The
 24 application for a grant shall not exceed two pages in length.

25 b. Any funds appropriated in this subsection remaining
 26 unallocated shall be used for state child care assistance
 27 payments for families who are employed including but not
 28 limited to individuals enrolled in the family investment
 29 program.

30 7. For distribution to counties and regions through the
 31 property tax relief fund for mental health and disability
 32 services as provided in an appropriation made for this purpose:

33 \$ 4,894,052

34 8. For child and family services:

35 \$ 32,084,430

1 9. For child abuse prevention grants:

2 \$ 125,000

3 10. For pregnancy prevention grants on the condition that
4 family planning services are funded:

5 \$ 1,930,067

6 Pregnancy prevention grants shall be awarded to programs
7 in existence on or before July 1, 2015, if the programs have
8 demonstrated positive outcomes. Grants shall be awarded to
9 pregnancy prevention programs which are developed after July
10 1, 2015, if the programs are based on existing models that
11 have demonstrated positive outcomes. Grants shall comply with
12 the requirements provided in 1997 Iowa Acts, chapter 208,
13 section 14, subsections 1 and 2, including the requirement that
14 grant programs must emphasize sexual abstinence. Priority in
15 the awarding of grants shall be given to programs that serve
16 areas of the state which demonstrate the highest percentage of
17 unplanned pregnancies of females of childbearing age within the
18 geographic area to be served by the grant.

19 11. For technology needs and other resources necessary
20 to meet federal welfare reform reporting, tracking, and case
21 management requirements:

22 \$ 1,037,186

23 12. For the family investment program share of the costs to
24 continue to develop and maintain a new, integrated eligibility
25 determination system:

26 \$ 6,654,880

27 13. a. Notwithstanding any provision to the contrary,
28 including but not limited to requirements in section 8.41 or
29 provisions in 2014 or 2015 Iowa Acts regarding the receipt and
30 appropriation of federal block grants, federal funds from the
31 temporary assistance for needy families block grant received by
32 the state and not otherwise appropriated in this section and
33 remaining available for the fiscal year beginning July 1, 2015,
34 are appropriated to the department of human services to the
35 extent as may be necessary to be used in the following priority

1 order: the family investment program, for state child care
 2 assistance program payments for families who are employed, and
 3 for the family investment program share of costs to develop and
 4 maintain a new, integrated eligibility determination system.
 5 The federal funds appropriated in this paragraph "a" shall be
 6 expended only after all other funds appropriated in subsection
 7 1 for the assistance under the family investment program,
 8 in subsection 6 for child care assistance, or in subsection
 9 12 for the family investment program share of the costs to
 10 continue to develop and maintain a new, integrated eligibility
 11 determination system, as applicable, have been expended. For
 12 the purposes of this subsection, the funds appropriated in
 13 subsection 6, paragraph "a", for transfer to the child care
 14 and development block grant appropriation are considered fully
 15 expended when the full amount has been transferred.

16 b. The department shall, on a quarterly basis, advise the
 17 legislative services agency and department of management of
 18 the amount of funds appropriated in this subsection that was
 19 expended in the prior quarter.

20 14. Of the amounts appropriated in this section,
 21 \$12,962,008 for the fiscal year beginning July 1, 2015, is
 22 transferred to the appropriation of the federal social services
 23 block grant made to the department of human services for that
 24 fiscal year.

25 15. For continuation of the program providing categorical
 26 eligibility for the food assistance program as specified for
 27 the program in the section of this division of this 2015 Act
 28 relating to the family investment program account:

29 \$ 25,000

30 16. The department may transfer funds allocated in this
 31 section to the appropriations made in this division of this Act
 32 for the same fiscal year for general administration and field
 33 operations for resources necessary to implement and operate the
 34 services referred to in this section and those funded in the
 35 appropriation made in this division of this Act for the same

1 fiscal year for the family investment program from the general
2 fund of the state.

3 Sec. 7. FAMILY INVESTMENT PROGRAM ACCOUNT.

4 1. Moneys credited to the family investment program (FIP)
5 account for the fiscal year beginning July 1, 2015, and
6 ending June 30, 2016, shall be used to provide assistance in
7 accordance with chapter 239B.

8 2. The department may use a portion of the moneys credited
9 to the FIP account under this section as necessary for
10 salaries, support, maintenance, and miscellaneous purposes.

11 3. The department may transfer funds allocated in
12 subsection 4 to the appropriations made in this division of
13 this Act for the same fiscal year for general administration
14 and field operations for resources necessary to implement and
15 operate the family investment program services referred to in
16 this section and those funded in the appropriation made in this
17 division of this Act for the same fiscal year for the family
18 investment program from the general fund of the state.

19 4. Moneys appropriated in this division of this Act and
20 credited to the FIP account for the fiscal year beginning July
21 1, 2015, and ending June 30, 2016, are allocated as follows:

22 a. To be retained by the department of human services to
23 be used for coordinating with the department of human rights
24 to more effectively serve participants in FIP and other shared
25 clients and to meet federal reporting requirements under the
26 federal temporary assistance for needy families block grant:
27 \$ 20,000

28 b. To the department of human rights for staffing,
29 administration, and implementation of the family development
30 and self-sufficiency grant program in accordance with section
31 216A.107:

32 \$ 6,392,834

33 (1) Of the funds allocated for the family development
34 and self-sufficiency grant program in this paragraph "b",
35 not more than 5 percent of the funds shall be used for the

1 administration of the grant program.

2 (2) The department of human rights may continue to implement
3 the family development and self-sufficiency grant program
4 statewide during fiscal year 2015-2016.

5 (3) The department of human rights may engage in activities
6 to strengthen and improve family outcomes measures and
7 data collection systems under the family development and
8 self-sufficiency grant program.

9 c. For the diversion subaccount of the FIP account:

10 \$ 815,000

11 A portion of the moneys allocated for the subaccount may
12 be used for field operations, salaries, data management
13 system development, and implementation costs and support
14 deemed necessary by the director of human services in order
15 to administer the FIP diversion program. To the extent
16 moneys allocated in this paragraph "c" are not deemed by the
17 department to be necessary to support diversion activities,
18 such moneys may be used for other efforts intended to increase
19 engagement by family investment program participants in work,
20 education, or training activities.

21 d. For the food assistance employment and training program:

22 \$ 66,588

23 (1) The department shall apply the federal supplemental
24 nutrition assistance program (SNAP) employment and training
25 state plan in order to maximize to the fullest extent permitted
26 by federal law the use of the 50 percent federal reimbursement
27 provisions for the claiming of allowable federal reimbursement
28 funds from the United States department of agriculture
29 pursuant to the federal SNAP employment and training program
30 for providing education, employment, and training services
31 for eligible food assistance program participants, including
32 but not limited to related dependent care and transportation
33 expenses.

34 (2) The department shall continue the categorical federal
35 food assistance program eligibility at 160 percent of the

1 federal poverty level and continue to eliminate the asset test
2 from eligibility requirements, consistent with federal food
3 assistance program requirements. The department shall include
4 as many food assistance households as is allowed by federal
5 law. The eligibility provisions shall conform to all federal
6 requirements including requirements addressing individuals who
7 are incarcerated or otherwise ineligible.

8 e. For the JOBS program:

9 \$ 17,540,398

10 5. Of the child support collections assigned under FIP,
11 an amount equal to the federal share of support collections
12 shall be credited to the child support recovery appropriation
13 made in this division of this Act. Of the remainder of the
14 assigned child support collections received by the child
15 support recovery unit, a portion shall be credited to the FIP
16 account, a portion may be used to increase recoveries, and a
17 portion may be used to sustain cash flow in the child support
18 payments account. If as a consequence of the appropriations
19 and allocations made in this section the resulting amounts
20 are insufficient to sustain cash assistance payments and meet
21 federal maintenance of effort requirements, the department
22 shall seek supplemental funding. If child support collections
23 assigned under FIP are greater than estimated or are otherwise
24 determined not to be required for maintenance of effort, the
25 state share of either amount may be transferred to or retained
26 in the child support payments account.

27 6. The department may adopt emergency rules for the family
28 investment, JOBS, food assistance, and medical assistance
29 programs if necessary to comply with federal requirements.

30 Sec. 8. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
31 is appropriated from the general fund of the state to the
32 department of human services for the fiscal year beginning July
33 1, 2015, and ending June 30, 2016, the following amount, or
34 so much thereof as is necessary, to be used for the purpose
35 designated:

1 To be credited to the family investment program (FIP)
2 account and used for family investment program assistance under
3 chapter 239B:

4 \$ 49,093,875

5 1. Of the funds appropriated in this section, \$7,402,220 is
6 allocated for the JOBS program.

7 2. Of the funds appropriated in this section, \$3,513,854 is
8 allocated for the family development and self-sufficiency grant
9 program.

10 3. Notwithstanding section 8.39, for the fiscal year
11 beginning July 1, 2015, if necessary to meet federal
12 maintenance of effort requirements or to transfer federal
13 temporary assistance for needy families block grant funding
14 to be used for purposes of the federal social services block
15 grant or to meet cash flow needs resulting from delays in
16 receiving federal funding or to implement, in accordance with
17 this division of this Act, activities currently funded with
18 juvenile court services, county, or community moneys and state
19 moneys used in combination with such moneys, the department
20 of human services may transfer funds within or between any
21 of the appropriations made in this division of this Act and
22 appropriations in law for the federal social services block
23 grant to the department for the following purposes, provided
24 that the combined amount of state and federal temporary
25 assistance for needy families block grant funding for each
26 appropriation remains the same before and after the transfer:

27 a. For the family investment program.

28 b. For child care assistance.

29 c. For child and family services.

30 d. For field operations.

31 e. For general administration.

32 f. For distribution to counties or regions through the
33 property tax relief fund for mental health and disability
34 services as provided in an appropriation for this purpose.

35 This subsection shall not be construed to prohibit the use

1 of existing state transfer authority for other purposes. The
2 department shall report any transfers made pursuant to this
3 subsection to the legislative services agency.

4 4. Of the funds appropriated in this section, \$195,678 shall
5 be used for continuation of a grant to an Iowa-based nonprofit
6 organization with a history of providing tax preparation
7 assistance to low-income Iowans in order to expand the usage of
8 the earned income tax credit. The purpose of the grant is to
9 supply this assistance to underserved areas of the state.

10 5. Of the funds appropriated in this section, \$80,000 shall
11 be used for the continuation of an unfunded pilot project, as
12 defined in 441 IAC 100.1, relating to parental obligations,
13 in which the child support recovery unit participates, to
14 support the efforts of a nonprofit organization committed to
15 strengthening the community through youth development, healthy
16 living, and social responsibility headquartered in a county
17 with a population over 350,000. The funds allocated in this
18 subsection shall be used by the recipient organization to
19 develop a larger community effort, through public and private
20 partnerships, to support a broad-based multi-county fatherhood
21 initiative that promotes payment of child support obligations,
22 improved family relationships, and full-time employment.

23 6. Of the funds appropriated in this section, \$200,000 shall
24 be used as a grant to a nonprofit organization organized under
25 section 501(c)(4) of the Internal Revenue Code to implement a
26 youth development strategy through after-school programming
27 that promotes academic success, healthy lifestyles, good
28 character, and citizenship. The organization shall meet all of
29 the following criteria:

30 a. Operate statewide and provide services through more than
31 one location.

32 b. Provide the after-school programming for students ages
33 five through eighteen years of age who are members of families
34 eligible for the federal temporary assistance for needy
35 families program.

1 c. Provide evidence, based on measurable outcomes, that the
2 after-school programming provided results in increased student
3 achievement.

4 7. The department may transfer funds appropriated in this
5 section to the appropriations made in this division of this Act
6 for general administration and field operations as necessary
7 to administer this section and the overall family investment
8 program.

9 Sec. 9. CHILD SUPPORT RECOVERY. There is appropriated
10 from the general fund of the state to the department of human
11 services for the fiscal year beginning July 1, 2015, and ending
12 June 30, 2016, the following amount, or so much thereof as is
13 necessary, to be used for the purposes designated:

14 For child support recovery, including salaries, support,
15 maintenance, and miscellaneous purposes, and for not more than
16 the following full-time equivalent positions:

17	\$ 14,663,373
18	FTEs 464.00

19 1. The department shall expend up to \$24,329, including
20 federal financial participation, for the fiscal year beginning
21 July 1, 2015, for a child support public awareness campaign.
22 The department and the office of the attorney general shall
23 cooperate in continuation of the campaign. The public
24 awareness campaign shall emphasize, through a variety of
25 media activities, the importance of maximum involvement of
26 both parents in the lives of their children as well as the
27 importance of payment of child support obligations.

28 2. Federal access and visitation grant moneys shall be
29 issued directly to private not-for-profit agencies that provide
30 services designed to increase compliance with the child access
31 provisions of court orders, including but not limited to
32 neutral visitation sites and mediation services.

33 3. The appropriation made to the department for child
34 support recovery may be used throughout the fiscal year in the
35 manner necessary for purposes of cash flow management, and for

1 cash flow management purposes the department may temporarily
2 draw more than the amount appropriated, provided the amount
3 appropriated is not exceeded at the close of the fiscal year.

4 4. With the exception of the funding amount specified, the
5 requirements established under 2001 Iowa Acts, chapter 191,
6 section 3, subsection 5, paragraph "c", subparagraph (3), shall
7 be applicable to parental obligation pilot projects for the
8 fiscal year beginning July 1, 2015, and ending June 30, 2016.
9 Notwithstanding 441 IAC 100.8, providing for termination of
10 rules relating to the pilot projects, the rules shall remain
11 in effect until June 30, 2016.

12 Sec. 10. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
13 FY 2015-2016. Any funds remaining in the health care trust
14 fund created in section 453A.35A for the fiscal year beginning
15 July 1, 2015, and ending June 30, 2016, are appropriated to
16 the department of human services to supplement the medical
17 assistance program appropriations made in this division of this
18 Act, for medical assistance reimbursement and associated costs,
19 including program administration and costs associated with
20 program implementation.

21 Sec. 11. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
22 2015-2016. Any funds remaining in the Medicaid fraud fund
23 created in section 249A.50 for the fiscal year beginning
24 July 1, 2015, and ending June 30, 2016, are appropriated to
25 the department of human services to supplement the medical
26 assistance appropriations made in this division of this Act,
27 for medical assistance reimbursement and associated costs,
28 including program administration and costs associated with
29 program implementation.

30 Sec. 12. MEDICAL ASSISTANCE.

31 1. There is appropriated from the general fund of the
32 state to the department of human services for the fiscal year
33 beginning July 1, 2015, and ending June 30, 2016, the following
34 amount, or so much thereof as is necessary, to be used for the
35 purpose designated:

1 For medical assistance program reimbursement and associated
2 costs as specifically provided in the reimbursement
3 methodologies in effect on June 30, 2015, except as otherwise
4 expressly authorized by law, including reimbursement for
5 abortion services which shall be available under the medical
6 assistance program only for those abortions which are medically
7 necessary:

8 \$ 1,346,353,640

9 2. Medically necessary abortions are those performed under
10 any of the following conditions:

11 a. The attending physician certifies that continuing the
12 pregnancy would endanger the life of the pregnant woman.

13 b. The attending physician certifies that the fetus is
14 physically deformed, mentally deficient, or afflicted with a
15 congenital illness.

16 c. The pregnancy is the result of a rape which is reported
17 within 45 days of the incident to a law enforcement agency or
18 public or private health agency which may include a family
19 physician.

20 d. The pregnancy is the result of incest which is reported
21 within 150 days of the incident to a law enforcement agency
22 or public or private health agency which may include a family
23 physician.

24 e. Any spontaneous abortion, commonly known as a
25 miscarriage, if not all of the products of conception are
26 expelled.

27 3. a. Iowans support reducing the number of abortions
28 performed in our state. For an abortion covered under the
29 program, except in the case of a medical emergency, as defined
30 in section 135L.1, for any woman, the physician shall certify
31 both of the following:

32 (1) That the woman has been given the opportunity to view an
33 ultrasound image of the fetus as part of the standard of care
34 before an abortion is performed.

35 (2) That the woman has been provided information regarding

1 the options relative to a pregnancy, including continuing the
2 pregnancy to term and retaining parental rights following the
3 child's birth, continuing the pregnancy to term and placing the
4 child for adoption, and terminating the pregnancy.

5 b. The provisions of this section relating to abortions
6 shall also apply to the Iowa health and wellness plan created
7 pursuant to chapter 249N.

8 4. The department shall utilize not more than \$60,000 of
9 the funds appropriated in this section to continue the AIDS/HIV
10 health insurance premium payment program as established in 1992
11 Iowa Acts, Second Extraordinary Session, chapter 1001, section
12 409, subsection 6. Of the funds allocated in this subsection,
13 not more than \$5,000 may be expended for administrative
14 purposes.

15 5. Of the funds appropriated in this Act to the department
16 of public health for addictive disorders, \$950,000 for
17 the fiscal year beginning July 1, 2015, is transferred
18 to the department of human services for an integrated
19 substance-related disorder managed care system. The department
20 shall not assume management of the substance-related disorder
21 system in place of the managed care contractor unless such
22 a change in approach is specifically authorized in law.
23 The departments of human services and public health shall
24 work together to maintain the level of mental health and
25 substance-related disorder treatment services provided by the
26 managed care contractor through the Iowa plan for behavioral
27 health. Each department shall take the steps necessary to
28 continue the federal waivers as necessary to maintain the level
29 of services.

30 6. a. The department shall aggressively pursue options for
31 providing medical assistance or other assistance to individuals
32 with special needs who become ineligible to continue receiving
33 services under the early and periodic screening, diagnostic,
34 and treatment program under the medical assistance program
35 due to becoming 21 years of age who have been approved for

1 additional assistance through the department's exception to
2 policy provisions, but who have health care needs in excess
3 of the funding available through the exception to policy
4 provisions.

5 b. Of the funds appropriated in this section, \$100,000
6 shall be used for participation in one or more pilot projects
7 operated by a private provider to allow the individual or
8 individuals to receive service in the community in accordance
9 with principles established in *Olmstead v. L.C.*, 527 U.S. 581
10 (1999), for the purpose of providing medical assistance or
11 other assistance to individuals with special needs who become
12 ineligible to continue receiving services under the early and
13 periodic screening, diagnostic, and treatment program under
14 the medical assistance program due to becoming 21 years of
15 age who have been approved for additional assistance through
16 the department's exception to policy provisions, but who have
17 health care needs in excess of the funding available through
18 the exception to the policy provisions.

19 7. Of the funds appropriated in this section, up to
20 \$3,050,082 may be transferred to the field operations or
21 general administration appropriations in this division of this
22 Act for operational costs associated with Part D of the federal
23 Medicare Prescription Drug Improvement and Modernization Act
24 of 2003, Pub. L. No. 108-173.

25 8. Of the funds appropriated in this section, up to \$442,100
26 may be transferred to the appropriation in this division
27 of this Act for medical contracts to be used for clinical
28 assessment services and prior authorization of services.

29 9. A portion of the funds appropriated in this section
30 may be transferred to the appropriations in this division of
31 this Act for general administration, medical contracts, the
32 children's health insurance program, or field operations to be
33 used for the state match cost to comply with the payment error
34 rate measurement (PERM) program for both the medical assistance
35 and children's health insurance programs as developed by the

1 centers for Medicare and Medicaid services of the United States
2 department of health and human services to comply with the
3 federal Improper Payments Information Act of 2002, Pub. L. No.
4 107-300.

5 10. The department shall continue to implement the
6 recommendations of the assuring better child health and
7 development initiative II (ABCDII) clinical panel to the
8 Iowa early and periodic screening, diagnostic, and treatment
9 services healthy mental development collaborative board
10 regarding changes to billing procedures, codes, and eligible
11 service providers.

12 11. Of the funds appropriated in this section, a sufficient
13 amount is allocated to supplement the incomes of residents of
14 nursing facilities, intermediate care facilities for persons
15 with mental illness, and intermediate care facilities for
16 persons with an intellectual disability, with incomes of less
17 than \$50 in the amount necessary for the residents to receive a
18 personal needs allowance of \$50 per month pursuant to section
19 249A.30A.

20 12. Of the funds appropriated in this section, the following
21 amounts are transferred to the appropriations made in this
22 division of this Act for the state mental health institutes:

23 a. Cherokee mental health institute.....	\$ 9,098,425
24 b. Clarinda mental health institute.....	\$ 1,977,305
25 c. Independence mental health institute.....	\$ 9,045,894

26 13. a. Of the funds appropriated in this section,
27 \$8,596,650 is allocated for the state match for a
28 disproportionate share hospital payment of \$19,133,430 to
29 hospitals that meet both of the conditions specified in
30 subparagraphs (1) and (2). In addition, the hospitals that
31 meet the conditions specified shall either certify public
32 expenditures or transfer to the medical assistance program
33 an amount equal to provide the nonfederal share for a
34 disproportionate share hospital payment of \$7,500,000. The
35 hospitals that meet the conditions specified shall receive and

1 retain 100 percent of the total disproportionate share hospital
2 payment of \$26,633,430.

3 (1) The hospital qualifies for disproportionate share and
4 graduate medical education payments.

5 (2) The hospital is an Iowa state-owned hospital with more
6 than 500 beds and eight or more distinct residency specialty
7 or subspecialty programs recognized by the American college of
8 graduate medical education.

9 b. Distribution of the disproportionate share payments
10 shall be made on a monthly basis. The total amount of
11 disproportionate share payments including graduate medical
12 education, enhanced disproportionate share, and Iowa
13 state-owned teaching hospital payments shall not exceed the
14 amount of the state's allotment under Pub. L. No. 102-234.
15 In addition, the total amount of all disproportionate
16 share payments shall not exceed the hospital-specific
17 disproportionate share limits under Pub. L. No. 103-66.

18 c. The university of Iowa hospitals and clinics shall either
19 certify public expenditures or transfer to the appropriations
20 made in this division of this Act for medical assistance an
21 amount equal to provide the nonfederal share for increased
22 medical assistance payments for inpatient and outpatient
23 hospital services of \$9,900,000. The university of Iowa
24 hospitals and clinics shall receive and retain 100 percent of
25 the total increase in medical assistance payments.

26 d. Program payments for disproportionate share hospitals
27 and graduate medical education, and the upper payment limits
28 applicable to these programs shall be held harmless from the
29 impacts of Medicaid managed care and the governor's Medicaid
30 modernization initiative. Payment methodologies utilized
31 for these programs may be adjusted or converted to other
32 methodologies or payment types in order to comply with this
33 hold harmless requirement.

34 14. One hundred percent of the nonfederal share of payments
35 to area education agencies that are medical assistance

1 providers for medical assistance-covered services provided to
2 medical assistance-covered children, shall be made from the
3 appropriation made in this section.

4 15. Any new or renewed contract entered into by the
5 department with a third party to administer behavioral health
6 services under the medical assistance program shall provide
7 that any interest earned on payments from the state during
8 the state fiscal year shall be remitted to the department
9 and treated as recoveries to offset the costs of the medical
10 assistance program.

11 16. A portion of the funds appropriated in this section
12 may be transferred to the appropriation in this division of
13 this Act for medical contracts to be used for administrative
14 activities associated with the money follows the person
15 demonstration project.

16 17. Of the funds appropriated in this section, \$349,011
17 shall be used for the administration of the health insurance
18 premium payment program, including salaries, support,
19 maintenance, and miscellaneous purposes.

20 18. a. The department may increase the amounts allocated
21 for salaries, support, maintenance, and miscellaneous purposes
22 associated with the medical assistance program, as necessary,
23 to implement cost containment strategies. The department shall
24 report any such increase to the legislative services agency and
25 the department of management.

26 b. If the savings to the medical assistance program from
27 cost containment efforts exceed the cost for the fiscal
28 year beginning July 1, 2015, the department may transfer any
29 savings generated for the fiscal year due to medical assistance
30 program cost containment efforts to the appropriation
31 made in this division of this Act for medical contracts or
32 general administration to defray the increased contract costs
33 associated with implementing such efforts.

34 c. The department of human services shall not implement
35 the following cost containment measures as recommended by the

1 governor for the fiscal year beginning July 1, 2015:

2 (1) A measure to provide uniform rates of \$.575 per mile
3 based on the 2015 Internal Revenue Service mileage rate and
4 of \$9.29, the current statewide average, per one-way trip for
5 Medicaid program home and community-based services waivers.

6 (2) A measure to cap the total costs of all services
7 received by a recipient of the home and community-based
8 services waiver for individuals with an intellectual disability
9 at the daily intermediate care facility for persons with an
10 intellectual disability (ICF/ID) per diem rate of \$346.39 per
11 day based on the 80th percentile of all ICF/ID rates.

12 (3) A measure to align individual requests for exceptions to
13 policy with the capped total cost of services for a recipient
14 of the home and community-based services waiver for individuals
15 with an intellectual disability as computed under subparagraph
16 (2).

17 (4) A measure to utilize the supports intensity scale
18 to determine payment amounts and a tiered payment system
19 for the services provided to adults served under the home
20 and community-based services waiver for individuals with an
21 intellectual disability.

22 (5) A measure to accelerate implementation of the provision
23 that beginning July 1, 2015, rather than July 1, 2016, the
24 department of human services requires services through the
25 consumer-directed attendant care option to be provided through
26 an agency or consumer choices option.

27 (6) A measure to reallocate funding for community-based
28 systems of care to instead support integrated health homes.

29 (7) A measure to increase the university of Iowa hospitals
30 and clinics state share responsibility for the supplemental
31 disproportionate share hospital payment to the university of
32 Iowa hospitals and clinics for the fiscal year beginning July
33 1, 2015.

34 d. The department shall report the implementation of
35 any cost containment strategies under this subsection to

1 the individuals specified in this division of this Act for
2 submission of reports on a quarterly basis.

3 19. For the fiscal year beginning July 1, 2015, and ending
4 June 30, 2016, the replacement generation tax revenues required
5 to be deposited in the property tax relief fund pursuant to
6 section 437A.8, subsection 4, paragraph "d", and section
7 437A.15, subsection 3, paragraph "f", shall instead be credited
8 to and supplement the appropriation made in this section and
9 used for the allocations made in this section.

10 20. The department shall continue to administer the state
11 balancing incentive payments program as specified in 2012 Iowa
12 Acts, chapter 1133, section 14.

13 21. a. Of the funds appropriated in this section, \$900,000
14 shall be used for continued implementation of the children's
15 mental health home project proposed by the department of human
16 services and reported to the general assembly's mental health
17 and disability services study committee in December 2011. Of
18 this amount, up to \$50,000 may be transferred by the department
19 to the appropriation made in this division of this Act to the
20 department for the same fiscal year for general administration
21 to be used for associated administrative expenses and for not
22 more than one full-time equivalent position, in addition to
23 those authorized for the same fiscal year, to be assigned to
24 implementing the project.

25 b. Of the funds appropriated in this section, up to \$400,000
26 may be transferred by the department to the appropriation made
27 to the department in this division of this Act for the same
28 fiscal year for Medicaid program-related general administration
29 planning and implementation activities. The funds may be used
30 for contracts or for personnel in addition to the amounts
31 appropriated for and the positions authorized for general
32 administration for the fiscal year.

33 c. Of the funds appropriated in this section, up to
34 \$3,000,000 may be transferred by the department to the
35 appropriations made in this division of this Act for the same

1 fiscal year for general administration or medical contracts
2 to be used to support the development and implementation of
3 standardized assessment tools for persons with mental illness,
4 an intellectual disability, a developmental disability, or a
5 brain injury.

6 22. Of the funds appropriated in this section, \$250,000
7 shall be used for lodging expenses associated with care
8 provided at the university of Iowa hospitals and clinics for
9 patients with cancer whose travel distance is 30 miles or more
10 and whose income is at or below 200 percent of the federal
11 poverty level as defined by the most recently revised poverty
12 income guidelines published by the United States department of
13 health and human services. The department of human services
14 shall establish the maximum number of overnight stays and the
15 maximum rate reimbursed for overnight lodging, which may be
16 based on the state employee rate established by the department
17 of administrative services. The funds allocated in this
18 subsection shall not be used as nonfederal share matching
19 funds.

20 23. The department of human services shall adopt rules to
21 provide for coverage of telehealth under the Medicaid program.
22 The rules shall provide that in-person contact between a
23 health care professional and a patient is not required as a
24 prerequisite for payment for services appropriately provided
25 through telehealth in accordance with generally accepted health
26 care practices and standards prevailing in the applicable
27 professional community at the time the services are provided.
28 Health care services provided through in-person consultations
29 or through telehealth shall be treated as equivalent services
30 for the purposes of reimbursement.

31 24. a. For inpatient and outpatient services provided
32 by hospitals on or after July 1, 2015, the department of
33 human services shall recalculate and prospectively apply an
34 updated cost-to-charge ratio upon the request of a hospital to
35 implement price or charge reductions, if all of the following

1 criteria are met:

2 (1) The recalculation of an updated cost-to-charge ratio is
3 budget neutral to the state funding amount appropriated for the
4 respective fiscal year and maintains budget neutral payments or
5 revenue to all hospitals.

6 (2) The hospital requesting the price or charge reduction
7 submits a proforma cost report and charge master that reflects
8 the anticipated cost-to-charge reduction.

9 b. Based upon the proforma cost report submitted by the
10 requesting hospital, the department of human services shall
11 prospectively apply the recalculated cost-to-charge ratio as
12 appropriate to submitted claims for health care services.

13 25. The department of human services shall not adopt
14 emergency rules to implement Medicaid managed care or the
15 governor's Medicaid modernization initiative on or after July
16 1, 2015.

17 26. The number of home and community-based services waiver
18 slots available during the fiscal year beginning July 1, 2015,
19 shall not be reduced below the number of such slots available
20 on January 1, 2015.

21 Sec. 13. MEDICAL CONTRACTS. There is appropriated from the
22 general fund of the state to the department of human services
23 for the fiscal year beginning July 1, 2015, and ending June 30,
24 2016, the following amount, or so much thereof as is necessary,
25 to be used for the purpose designated:

26 For medical contracts:

27 \$ 22,153,584

28 1. The department of inspections and appeals shall
29 provide all state matching funds for survey and certification
30 activities performed by the department of inspections
31 and appeals. The department of human services is solely
32 responsible for distributing the federal matching funds for
33 such activities.

34 2. Of the funds appropriated in this section, \$50,000 shall
35 be used for continuation of home and community-based services

1 waiver quality assurance programs, including the review and
2 streamlining of processes and policies related to oversight and
3 quality management to meet state and federal requirements.

4 3. Of the amount appropriated in this section, up to
5 \$200,000 may be transferred to the appropriation for general
6 administration in this division of this Act to be used for
7 additional full-time equivalent positions in the development of
8 key health initiatives such as cost containment, development
9 and oversight of managed care programs, and development of
10 health strategies targeted toward improved quality and reduced
11 costs in the Medicaid program.

12 4. Of the funds appropriated in this section, \$1,000,000
13 shall be used for planning and development, in cooperation with
14 the department of public health, of a phased-in program to
15 provide a dental home for children.

16 5. Of the funds appropriated in this section, \$2,000,000
17 shall be used for the autism support program created in chapter
18 225D.

19 Sec. 14. STATE SUPPLEMENTARY ASSISTANCE.

20 1. There is appropriated from the general fund of the
21 state to the department of human services for the fiscal year
22 beginning July 1, 2015, and ending June 30, 2016, the following
23 amount, or so much thereof as is necessary, to be used for the
24 purpose designated:

25 For the state supplementary assistance program:

26 \$12,997,187

27 2. The department shall increase the personal needs
28 allowance for residents of residential care facilities by the
29 same percentage and at the same time as federal supplemental
30 security income and federal social security benefits are
31 increased due to a recognized increase in the cost of living.
32 The department may adopt emergency rules to implement this
33 subsection.

34 3. If during the fiscal year beginning July 1, 2015,
35 the department projects that state supplementary assistance

1 expenditures for a calendar year will not meet the federal
2 pass-through requirement specified in Tit. XVI of the federal
3 Social Security Act, section 1618, as codified in 42 U.S.C.
4 §1382g, the department may take actions including but not
5 limited to increasing the personal needs allowance for
6 residential care facility residents and making programmatic
7 adjustments or upward adjustments of the residential care
8 facility or in-home health-related care reimbursement rates
9 prescribed in this division of this Act to ensure that federal
10 requirements are met. In addition, the department may make
11 other programmatic and rate adjustments necessary to remain
12 within the amount appropriated in this section while ensuring
13 compliance with federal requirements. The department may adopt
14 emergency rules to implement the provisions of this subsection.

15 Sec. 15. CHILDREN'S HEALTH INSURANCE PROGRAM.

16 1. There is appropriated from the general fund of the
17 state to the department of human services for the fiscal year
18 beginning July 1, 2015, and ending June 30, 2016, the following
19 amount, or so much thereof as is necessary, to be used for the
20 purpose designated:

21 For maintenance of the healthy and well kids in Iowa (hawk-i)
22 program pursuant to chapter 514I, including supplemental dental
23 services, for receipt of federal financial participation under
24 Tit. XXI of the federal Social Security Act, which creates the
25 children's health insurance program:

26 \$ 21,163,844

27 2. Of the funds appropriated in this section, \$42,800 is
28 allocated for continuation of the contract for outreach with
29 the department of public health.

30 Sec. 16. CHILD CARE ASSISTANCE. There is appropriated
31 from the general fund of the state to the department of human
32 services for the fiscal year beginning July 1, 2015, and ending
33 June 30, 2016, the following amount, or so much thereof as is
34 necessary, to be used for the purpose designated:

35 For child care programs:

1 \$ 56,638,030
2 1. Of the funds appropriated in this section, \$48,818,603
3 shall be used for state child care assistance in accordance
4 with section 237A.13.
5 2. Nothing in this section shall be construed or is
6 intended as or shall imply a grant of entitlement for services
7 to persons who are eligible for assistance due to an income
8 level consistent with the waiting list requirements of section
9 237A.13. Any state obligation to provide services pursuant to
10 this section is limited to the extent of the funds appropriated
11 in this section.
12 3. Of the funds appropriated in this section, \$432,453
13 is allocated for the statewide grant program for child care
14 resource and referral services under section 237A.26. A list
15 of the registered and licensed child care facilities operating
16 in the area served by a child care resource and referral
17 service shall be made available to the families receiving state
18 child care assistance in that area.
19 4. Of the funds appropriated in this section, \$936,974
20 is allocated for child care quality improvement initiatives
21 including but not limited to the voluntary quality rating
22 system in accordance with section 237A.30.
23 5. Of the funds appropriated in this section, \$6,350,000
24 shall be credited to the early childhood programs grants
25 account in the early childhood Iowa fund created in section
26 256I.11. The moneys shall be distributed for funding of
27 community-based early childhood programs targeted to children
28 from birth through five years of age developed by early
29 childhood Iowa areas in accordance with approved community
30 plans as provided in section 256I.8.
31 6. The department may use any of the funds appropriated
32 in this section as a match to obtain federal funds for use in
33 expanding child care assistance and related programs. For
34 the purpose of expenditures of state and federal child care
35 funding, funds shall be considered obligated at the time

1 expenditures are projected or are allocated to the department's
2 service areas. Projections shall be based on current and
3 projected caseload growth, current and projected provider
4 rates, staffing requirements for eligibility determination
5 and management of program requirements including data systems
6 management, staffing requirements for administration of the
7 program, contractual and grant obligations and any transfers
8 to other state agencies, and obligations for decategorization
9 or innovation projects.

10 7. A portion of the state match for the federal child care
11 and development block grant shall be provided as necessary to
12 meet federal matching funds requirements through the state
13 general fund appropriation made for child development grants
14 and other programs for at-risk children in section 279.51.

15 8. If a uniform reduction ordered by the governor under
16 section 8.31 or other operation of law, transfer, or federal
17 funding reduction reduces the appropriation made in this
18 section for the fiscal year, the percentage reduction in the
19 amount paid out to or on behalf of the families participating
20 in the state child care assistance program shall be equal to or
21 less than the percentage reduction made for any other purpose
22 payable from the appropriation made in this section and the
23 federal funding relating to it. The percentage reduction to
24 the other allocations made in this section shall be the same as
25 the uniform reduction ordered by the governor or the percentage
26 change of the federal funding reduction, as applicable.

27 If there is an unanticipated increase in federal funding
28 provided for state child care assistance, the entire amount
29 of the increase shall be used for state child care assistance
30 payments. If the appropriations made for purposes of the
31 state child care assistance program for the fiscal year are
32 determined to be insufficient, it is the intent of the general
33 assembly to appropriate sufficient funding for the fiscal year
34 in order to avoid establishment of waiting list requirements.

35 9. Notwithstanding section 8.33, moneys advanced for

1 purposes of the programs developed by early childhood Iowa
2 areas, advanced for purposes of wraparound child care, or
3 received from the federal appropriations made for the purposes
4 of this section that remain unencumbered or unobligated at the
5 close of the fiscal year shall not revert to any fund but shall
6 remain available for expenditure for the purposes designated
7 until the close of the succeeding fiscal year.

8 10. Of the funds appropriated in this section, \$100,000
9 is transferred to the department of public health to be used
10 to continue a program to assist parents in this state with
11 costs resulting from the death of a child in accordance with
12 this subsection. If it is less costly than administering the
13 program directly, the department shall issue a request for
14 proposals and issue a grant to an appropriate organization to
15 administer the program.

16 a. The program funding shall be used to assist parents who
17 reside in this state with costs incurred for a funeral, burial
18 or cremation, cemetery costs, or grave marker costs associated
19 with the unintended death of a child of the parent or a child
20 under the care of a guardian or custodian. The department
21 shall consider the following eligibility factors in developing
22 program requirements:

23 (1) The child was a stillborn infant or was less than age
24 eighteen at the time of death.

25 (2) The request for assistance was approved by the local
26 board or department of health or the county general assistance
27 director and may have been referred by a local funeral home.

28 (3) To be eligible, the parent, guardian, or custodian must
29 have an annual household income that is less than 145 percent
30 of the federal poverty level based on the number of people
31 in the applicant's household as defined by the most recently
32 revised poverty income guidelines published by the United
33 States department of health and human services.

34 (4) The maximum amount of grant assistance provided to a
35 parent, guardian, or custodian associated with the death of

1 a child is \$2,000. If the death is a multiple death and the
2 infants or children are being cremated, or buried together, the
3 same limitation applies.

4 (5) To the extent the overall amount of assistance received
5 by a recipient for the costs addressed under this subsection
6 does not exceed the overall total of the costs, the recipient
7 may receive other public or private assistance in addition to
8 grant assistance under this section.

9 b. Notwithstanding section 8.33, moneys transferred by this
10 subsection that remain unencumbered or unobligated at the close
11 of the fiscal year shall not revert but shall remain available
12 for expenditure for the purposes designated until expended.

13 Sec. 17. JUVENILE INSTITUTIONS. There is appropriated
14 from the general fund of the state to the department of human
15 services for the fiscal year beginning July 1, 2015, and ending
16 June 30, 2016, the following amounts, or so much thereof as is
17 necessary, to be used for the purposes designated:

18 1. For the costs of security, building and grounds
19 maintenance, utilities, salary, and support for the facilities
20 located at the Iowa juvenile home at Toledo and for salaries,
21 support, maintenance, and miscellaneous purposes, and for not
22 more than the following full-time equivalent positions:

23	\$	372,766
24	FTEs	2.00

25 2. For operation of the state training school at Eldora and
26 for salaries, support, maintenance, and miscellaneous purposes,
27 and for not more than the following full-time equivalent
28 positions:

29	\$	12,445,552
30	FTEs	169.30

31 Of the funds appropriated in this subsection, \$91,150 shall
32 be used for distribution to licensed classroom teachers at this
33 and other institutions under the control of the department of
34 human services based upon the average student yearly enrollment
35 at each institution as determined by the department.

1 Sec. 18. CHILD AND FAMILY SERVICES.

2 1. There is appropriated from the general fund of the
3 state to the department of human services for the fiscal year
4 beginning July 1, 2015, and ending June 30, 2016, the following
5 amount, or so much thereof as is necessary, to be used for the
6 purpose designated:

7 For child and family services:

8 \$ 98,182,179

9 2. Up to \$5,200,000 of the amount of federal temporary
10 assistance for needy families block grant funding appropriated
11 in this division of this Act for child and family services
12 shall be made available for purposes of juvenile delinquent
13 graduated sanction services.

14 3. The department may transfer funds appropriated in this
15 section as necessary to pay the nonfederal costs of services
16 reimbursed under the medical assistance program, state child
17 care assistance program, or the family investment program which
18 are provided to children who would otherwise receive services
19 paid under the appropriation in this section. The department
20 may transfer funds appropriated in this section to the
21 appropriations made in this division of this Act for general
22 administration and for field operations for resources necessary
23 to implement and operate the services funded in this section.

24 4. a. Of the funds appropriated in this section, up to
25 \$35,821,786 is allocated as the statewide expenditure target
26 under section 232.143 for group foster care maintenance and
27 services. If the department projects that such expenditures
28 for the fiscal year will be less than the target amount
29 allocated in this paragraph "a", the department may reallocate
30 the excess to provide additional funding for shelter care
31 or the child welfare emergency services addressed with the
32 allocation for shelter care.

33 b. If at any time after September 30, 2015, annualization
34 of a service area's current expenditures indicates a service
35 area is at risk of exceeding its group foster care expenditure

1 target under section 232.143 by more than 5 percent, the
2 department and juvenile court services shall examine all
3 group foster care placements in that service area in order to
4 identify those which might be appropriate for termination.
5 In addition, any aftercare services believed to be needed
6 for the children whose placements may be terminated shall be
7 identified. The department and juvenile court services shall
8 initiate action to set dispositional review hearings for the
9 placements identified. In such a dispositional review hearing,
10 the juvenile court shall determine whether needed aftercare
11 services are available and whether termination of the placement
12 is in the best interest of the child and the community.

13 5. In accordance with the provisions of section 232.188,
14 the department shall continue the child welfare and juvenile
15 justice funding initiative during fiscal year 2015-2016. Of
16 the funds appropriated in this section, \$1,717,753 is allocated
17 specifically for expenditure for fiscal year 2015-2016 through
18 the decategorization services funding pools and governance
19 boards established pursuant to section 232.188.

20 6. A portion of the funds appropriated in this section
21 may be used for emergency family assistance to provide other
22 resources required for a family participating in a family
23 preservation or reunification project or successor project to
24 stay together or to be reunified.

25 7. Notwithstanding section 234.35 or any other provision
26 of law to the contrary, state funding for shelter care and
27 the child welfare emergency services contracting implemented
28 to provide for or prevent the need for shelter care shall be
29 limited to \$8,068,474.

30 8. Federal funds received by the state during the fiscal
31 year beginning July 1, 2015, as the result of the expenditure
32 of state funds appropriated during a previous state fiscal
33 year for a service or activity funded under this section are
34 appropriated to the department to be used as additional funding
35 for services and purposes provided for under this section.

1 Notwithstanding section 8.33, moneys received in accordance
2 with this subsection that remain unencumbered or unobligated at
3 the close of the fiscal year shall not revert to any fund but
4 shall remain available for the purposes designated until the
5 close of the succeeding fiscal year.

6 9. a. Of the funds appropriated in this section, up to
7 \$3,290,000 is allocated for the payment of the expenses of
8 court-ordered services provided to juveniles who are under the
9 supervision of juvenile court services, which expenses are a
10 charge upon the state pursuant to section 232.141, subsection
11 4. Of the amount allocated in this paragraph "a", up to
12 \$1,556,287 shall be made available to provide school-based
13 supervision of children adjudicated under chapter 232, of which
14 not more than \$15,000 may be used for the purpose of training.
15 A portion of the cost of each school-based liaison officer
16 shall be paid by the school district or other funding source as
17 approved by the chief juvenile court officer.

18 b. Of the funds appropriated in this section, up to \$748,985
19 is allocated for the payment of the expenses of court-ordered
20 services provided to children who are under the supervision
21 of the department, which expenses are a charge upon the state
22 pursuant to section 232.141, subsection 4.

23 c. Notwithstanding section 232.141 or any other provision
24 of law to the contrary, the amounts allocated in this
25 subsection shall be distributed to the judicial districts
26 as determined by the state court administrator and to the
27 department's service areas as determined by the administrator
28 of the department of human services' division of child and
29 family services. The state court administrator and the
30 division administrator shall make the determination of the
31 distribution amounts on or before June 15, 2015.

32 d. Notwithstanding chapter 232 or any other provision of
33 law to the contrary, a district or juvenile court shall not
34 order any service which is a charge upon the state pursuant
35 to section 232.141 if there are insufficient court-ordered

1 services funds available in the district court or departmental
2 service area distribution amounts to pay for the service. The
3 chief juvenile court officer and the departmental service area
4 manager shall encourage use of the funds allocated in this
5 subsection such that there are sufficient funds to pay for
6 all court-related services during the entire year. The chief
7 juvenile court officers and departmental service area managers
8 shall attempt to anticipate potential surpluses and shortfalls
9 in the distribution amounts and shall cooperatively request the
10 state court administrator or division administrator to transfer
11 funds between the judicial districts' or departmental service
12 areas' distribution amounts as prudent.

13 e. Notwithstanding any provision of law to the contrary,
14 a district or juvenile court shall not order a county to pay
15 for any service provided to a juvenile pursuant to an order
16 entered under chapter 232 which is a charge upon the state
17 under section 232.141, subsection 4.

18 f. Of the funds allocated in this subsection, not more than
19 \$83,000 may be used by the judicial branch for administration
20 of the requirements under this subsection.

21 g. Of the funds allocated in this subsection, \$17,000
22 shall be used by the department of human services to support
23 the interstate commission for juveniles in accordance with
24 the interstate compact for juveniles as provided in section
25 232.173.

26 10. Of the funds appropriated in this section, \$8,053,227 is
27 allocated for juvenile delinquent graduated sanctions services.
28 Any state funds saved as a result of efforts by juvenile court
29 services to earn a federal Tit. IV-E match for juvenile court
30 services administration may be used for the juvenile delinquent
31 graduated sanctions services.

32 11. Of the funds appropriated in this section, \$1,608,285 is
33 transferred to the department of public health to be used for
34 the child protection center grant program for child protection
35 centers located in Iowa in accordance with section 135.118.

1 The grant amounts under the program shall be equalized so that
2 each center receives a uniform base amount of \$245,000, and
3 the remaining funds shall be awarded through a funding formula
4 based upon the volume of children served.

5 12. If the department receives federal approval to
6 implement a waiver under Tit. IV-E of the federal Social
7 Security Act to enable providers to serve children who remain
8 in the children's families and communities, for purposes of
9 eligibility under the medical assistance program through 25
10 years of age, children who participate in the waiver shall be
11 considered to be placed in foster care.

12 13. Of the funds appropriated in this section, \$4,025,167 is
13 allocated for the preparation for adult living program pursuant
14 to section 234.46.

15 14. Of the funds appropriated in this section, \$520,150
16 shall be used for juvenile drug courts. The amount allocated
17 in this subsection shall be distributed as follows:

18 To the judicial branch for salaries to assist with the
19 operation of juvenile drug court programs operated in the
20 following jurisdictions:

21 a. Marshall county:

22 \$ 62,708

23 b. Woodbury county:

24 \$ 125,682

25 c. Polk county:

26 \$ 195,892

27 d. The third judicial district:

28 \$ 67,934

29 e. The eighth judicial district:

30 \$ 67,934

31 15. Of the funds appropriated in this section, \$227,337
32 shall be used for the public purpose of continuing a grant to
33 a nonprofit human services organization providing services to
34 individuals and families in multiple locations in southwest
35 Iowa and Nebraska for support of a project providing immediate,

1 sensitive support and forensic interviews, medical exams, needs
2 assessments, and referrals for victims of child abuse and their
3 nonoffending family members.

4 16. Of the funds appropriated in this section, \$300,620
5 is allocated for the foster care youth council approach of
6 providing a support network to children placed in foster care.

7 17. Of the funds appropriated in this section, \$202,000 is
8 allocated for use pursuant to section 235A.1 for continuation
9 of the initiative to address child sexual abuse implemented
10 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
11 21.

12 18. Of the funds appropriated in this section, \$630,240 is
13 allocated for the community partnership for child protection
14 sites.

15 19. Of the funds appropriated in this section, \$371,250
16 is allocated for the department's minority youth and family
17 projects under the redesign of the child welfare system.

18 20. Of the funds appropriated in this section, \$1,186,595
19 is allocated for funding of the community circle of care
20 collaboration for children and youth in northeast Iowa.

21 21. Of the funds appropriated in this section, at least
22 \$147,158 shall be used for the continuation of the child
23 welfare provider training academy, a collaboration between the
24 coalition for family and children's services in Iowa and the
25 department.

26 22. Of the funds appropriated in this section, \$25,000
27 shall be used for the public purpose of continuation of a
28 grant to a child welfare services provider headquartered in a
29 county with a population between 205,000 and 215,000 in the
30 latest certified federal census that provides multiple services
31 including but not limited to a psychiatric medical institution
32 for children, shelter, residential treatment, after school
33 programs, school-based programming, and an Asperger's syndrome
34 program, to be used for support services for children with
35 autism spectrum disorder and their families.

1 23. Of the funds appropriated in this section, \$25,000
2 shall be used for the public purpose of continuing a grant to
3 a hospital-based provider headquartered in a county with a
4 population between 90,000 and 95,000 in the latest certified
5 federal census that provides multiple services including
6 but not limited to diagnostic, therapeutic, and behavioral
7 services to individuals with autism spectrum disorder across
8 one's lifespan. The grant recipient shall utilize the funds
9 to continue the pilot project to determine the necessary
10 support services for children with autism spectrum disorder and
11 their families to be included in the children's disabilities
12 services system. The grant recipient shall submit findings and
13 recommendations based upon the results of the pilot project
14 to the individuals specified in this division of this Act for
15 submission of reports by December 31, 2015.

16 24. Of the funds appropriated in this section, \$211,872
17 shall be used for continuation of the central Iowa system of
18 care program grant through June 30, 2016.

19 25. Of the funds appropriated in this section, \$250,000
20 shall be used for the public purpose of the continuation
21 and expansion of a system of care program grant implemented
22 in Cerro Gordo and Linn counties to utilize a comprehensive
23 and long-term approach for helping children and families by
24 addressing the key areas in a child's life of childhood basic
25 needs, education and work, family, and community.

26 26. Of the funds appropriated in this section, at least
27 \$25,000 shall be used to continue and to expand the foster
28 care respite pilot program in which postsecondary students in
29 social work and other human services-related programs receive
30 experience by assisting family foster care providers with
31 respite and other support.

32 27. Of the funds appropriated in this section, \$110,000
33 shall be used for the public purpose of funding community-based
34 services and other supports with a system of care approach
35 for children with a serious emotional disturbance and their

1 families through a nonprofit provider of child welfare services
2 that has been in existence for more than 115 years, is located
3 in a county with a population of more than 200,000 but less
4 than 220,000 according to the latest census information
5 issued by the United States census bureau, is licensed as a
6 psychiatric medical institution for children, and was a system
7 of care grantee prior to July 1, 2015.

8 Sec. 19. ADOPTION SUBSIDY.

9 1. There is appropriated from the general fund of the
10 state to the department of human services for the fiscal year
11 beginning July 1, 2015, and ending June 30, 2016, the following
12 amount, or so much thereof as is necessary, to be used for the
13 purpose designated:

14 For adoption subsidy payments and services:

15 \$ 42,998,286

16 2. The department may transfer funds appropriated in
17 this section to the appropriation made in this division of
18 this Act for general administration for costs paid from the
19 appropriation relating to adoption subsidy.

20 3. Federal funds received by the state during the
21 fiscal year beginning July 1, 2015, as the result of the
22 expenditure of state funds during a previous state fiscal
23 year for a service or activity funded under this section are
24 appropriated to the department to be used as additional funding
25 for the services and activities funded under this section.
26 Notwithstanding section 8.33, moneys received in accordance
27 with this subsection that remain unencumbered or unobligated
28 at the close of the fiscal year shall not revert to any fund
29 but shall remain available for expenditure for the purposes
30 designated until the close of the succeeding fiscal year.

31 Sec. 20. JUVENILE DETENTION HOME FUND. Moneys deposited
32 in the juvenile detention home fund created in section 232.142
33 during the fiscal year beginning July 1, 2015, and ending June
34 30, 2016, are appropriated to the department of human services
35 for the fiscal year beginning July 1, 2015, and ending June 30,

1 2016, for distribution of an amount equal to a percentage of
 2 the costs of the establishment, improvement, operation, and
 3 maintenance of county or multicounty juvenile detention homes
 4 in the fiscal year beginning July 1, 2014. Moneys appropriated
 5 for distribution in accordance with this section shall be
 6 allocated among eligible detention homes, prorated on the basis
 7 of an eligible detention home's proportion of the costs of all
 8 eligible detention homes in the fiscal year beginning July
 9 1, 2014. The percentage figure shall be determined by the
 10 department based on the amount available for distribution for
 11 the fund. Notwithstanding section 232.142, subsection 3, the
 12 financial aid payable by the state under that provision for the
 13 fiscal year beginning July 1, 2015, shall be limited to the
 14 amount appropriated for the purposes of this section.

15 Sec. 21. FAMILY SUPPORT SUBSIDY PROGRAM.

16 1. There is appropriated from the general fund of the
 17 state to the department of human services for the fiscal year
 18 beginning July 1, 2015, and ending June 30, 2016, the following
 19 amount, or so much thereof as is necessary, to be used for the
 20 purpose designated:

21 For the family support subsidy program subject to the
 22 enrollment restrictions in section 225C.37, subsection 3:

23 \$ 1,073,932

24 2. The department shall use at least \$641,500 of the moneys
 25 appropriated in this section for the family support center
 26 component of the comprehensive family support program under
 27 section 225C.47. Not more than \$25,000 of the amount allocated
 28 in this subsection shall be used for administrative costs.

29 3. If at any time during the fiscal year, the amount of
 30 funding available for the family support subsidy program
 31 is reduced from the amount initially used to establish the
 32 figure for the number of family members for whom a subsidy
 33 is to be provided at any one time during the fiscal year,
 34 notwithstanding section 225C.38, subsection 2, the department
 35 shall revise the figure as necessary to conform to the amount

1 of funding available.

2 Sec. 22. CONNER DECREE. There is appropriated from the
3 general fund of the state to the department of human services
4 for the fiscal year beginning July 1, 2015, and ending June 30,
5 2016, the following amount, or so much thereof as is necessary,
6 to be used for the purpose designated:

7 For building community capacity through the coordination
8 and provision of training opportunities in accordance with the
9 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
10 Iowa, July 14, 1994):

11 \$ 33,632

12 Sec. 23. MENTAL HEALTH INSTITUTES. There is appropriated
13 from the general fund of the state to the department of human
14 services for the fiscal year beginning July 1, 2015, and ending
15 June 30, 2016, the following amounts, or so much thereof as is
16 necessary, to be used for the purposes designated:

17 1. For the state mental health institute at Cherokee for
18 salaries, support, maintenance, and miscellaneous purposes, and
19 for not more than the following full-time equivalent positions:

20 \$ 5,545,616

21 FTEs 169.20

22 2. For the state mental health institute at Clarinda for
23 salaries, support, maintenance, and miscellaneous purposes, and
24 for not more than the following full-time equivalent positions:

25 \$ 1,812,899

26 FTEs 86.10

27 3. For the state mental health institute at Independence for
28 salaries, support, maintenance, and miscellaneous purposes, and
29 for not more than the following full-time equivalent positions:

30 \$ 10,390,773

31 FTEs 233.00

32 Sec. 24. STATE RESOURCE CENTERS.

33 1. There is appropriated from the general fund of the
34 state to the department of human services for the fiscal year
35 beginning July 1, 2015, and ending June 30, 2016, the following

1 amounts, or so much thereof as is necessary, to be used for the
2 purposes designated:

3 a. For the state resource center at Glenwood for salaries,
4 support, maintenance, and miscellaneous purposes:

5 \$ 22,024,482

6 b. For the state resource center at Woodward for salaries,
7 support, maintenance, and miscellaneous purposes:

8 \$ 14,933,806

9 2. The department may continue to bill for state resource
10 center services utilizing a scope of services approach used for
11 private providers of intermediate care facilities for persons
12 with an intellectual disability services, in a manner which
13 does not shift costs between the medical assistance program,
14 counties, or other sources of funding for the state resource
15 centers.

16 3. The state resource centers may expand the time-limited
17 assessment and respite services during the fiscal year.

18 4. If the department's administration and the department
19 of management concur with a finding by a state resource
20 center's superintendent that projected revenues can reasonably
21 be expected to pay the salary and support costs for a new
22 employee position, or that such costs for adding a particular
23 number of new positions for the fiscal year would be less
24 than the overtime costs if new positions would not be added,
25 the superintendent may add the new position or positions. If
26 the vacant positions available to a resource center do not
27 include the position classification desired to be filled, the
28 state resource center's superintendent may reclassify any
29 vacant position as necessary to fill the desired position. The
30 superintendents of the state resource centers may, by mutual
31 agreement, pool vacant positions and position classifications
32 during the course of the fiscal year in order to assist one
33 another in filling necessary positions.

34 5. If existing capacity limitations are reached in
35 operating units, a waiting list is in effect for a service or

1 a special need for which a payment source or other funding
2 is available for the service or to address the special need,
3 and facilities for the service or to address the special need
4 can be provided within the available payment source or other
5 funding, the superintendent of a state resource center may
6 authorize opening not more than two units or other facilities
7 and begin implementing the service or addressing the special
8 need during fiscal year 2015-2016.

9 Sec. 25. SEXUALLY VIOLENT PREDATORS.

10 1. There is appropriated from the general fund of the
11 state to the department of human services for the fiscal year
12 beginning July 1, 2015, and ending June 30, 2016, the following
13 amount, or so much thereof as is necessary, to be used for the
14 purpose designated:

15 For costs associated with the commitment and treatment of
16 sexually violent predators in the unit located at the state
17 mental health institute at Cherokee, including costs of legal
18 services and other associated costs, including salaries,
19 support, maintenance, and miscellaneous purposes, and for not
20 more than the following full-time equivalent positions:

21	\$	9,893,079
22	FTEs	132.50

23 2. Unless specifically prohibited by law, if the amount
24 charged provides for recoupment of at least the entire amount
25 of direct and indirect costs, the department of human services
26 may contract with other states to provide care and treatment
27 of persons placed by the other states at the unit for sexually
28 violent predators at Cherokee. The moneys received under
29 such a contract shall be considered to be repayment receipts
30 and used for the purposes of the appropriation made in this
31 section.

32 Sec. 26. FIELD OPERATIONS. There is appropriated from the
33 general fund of the state to the department of human services
34 for the fiscal year beginning July 1, 2015, and ending June 30,
35 2016, the following amount, or so much thereof as is necessary,

1 to be used for the purposes designated:

2 For field operations, including salaries, support,
3 maintenance, and miscellaneous purposes, and for not more than
4 the following full-time equivalent positions:

5 \$ 58,920,976

6 FTEs 1,837.00

7 1. As a condition of this appropriation, the department
8 shall make every possible effort to fill the entire number of
9 positions authorized by this section and, unless specifically
10 provided otherwise by an applicable collective bargaining
11 agreement, the department is not subject to any approval
12 requirement external to the department to fill a field
13 operations vacancy within the number of full-time equivalent
14 positions authorized by this section. The department shall
15 report on the first of each month to the chairpersons and
16 ranking members of the appropriations committees of the senate
17 and house of representatives, and the persons designated by
18 this Act for submission of reports concerning the status of
19 filling the positions.

20 2. Priority in filling full-time equivalent positions
21 shall be given to those positions related to child protection
22 services and eligibility determination for low-income families.

23 Sec. 27. GENERAL ADMINISTRATION. There is appropriated
24 from the general fund of the state to the department of human
25 services for the fiscal year beginning July 1, 2015, and ending
26 June 30, 2016, the following amount, or so much thereof as is
27 necessary, to be used for the purpose designated:

28 For general administration, including salaries, support,
29 maintenance, and miscellaneous purposes, and for not more than
30 the following full-time equivalent positions:

31 \$ 15,161,741

32 FTEs 309.00

33 1. Of the funds appropriated in this section, \$38,543 is
34 allocated for the prevention of disabilities policy council
35 created in section 225B.103, if enacted in this Act.

1 2. The department shall report at least monthly to the
2 legislative services agency concerning the department's
3 operational and program expenditures.

4 3. Of the funds appropriated in this section, \$150,000 shall
5 be used to continue the contract for the provision of a program
6 to provide technical assistance, support, and consultation to
7 providers of habilitation services and home and community-based
8 services waiver services for adults with disabilities under the
9 medical assistance program.

10 4. Of the funds appropriated in this section, \$50,000
11 is transferred to the Iowa finance authority to be used
12 for administrative support of the council on homelessness
13 established in section 16.2D and for the council to fulfill its
14 duties in addressing and reducing homelessness in the state.

15 5. Of the funds appropriated in this section, \$250,000
16 is allocated to an Iowa food bank association selected by
17 the department for the purchase of food on behalf of an Iowa
18 emergency feeding organization or for the distribution of
19 moneys to the Iowa emergency feeding organization for the
20 purchase of food. The moneys allocated in this subsection
21 shall be allocated only to the extent that the allocated moneys
22 are matched on a dollar-for-dollar basis. Notwithstanding
23 section 8.33, moneys allocated in this subsection that remain
24 unencumbered or unobligated at the close of the fiscal year
25 shall not revert but shall remain available for expenditure for
26 the purposes designated until the close of the following fiscal
27 year.

28 6. Of the funds appropriated in this section, \$250,000
29 shall be transferred to and deposited in the administrative
30 fund of the Iowa ABLE savings plan trust created in section
31 12I.4, if enacted in this Act, to be used for implementation
32 and administration activities of the Iowa ABLE savings plan
33 trust. Such activities may include the funding of a program
34 manager position, the issuance of a request for proposals,
35 and creation of an informational internet site, but shall not

1 include funding for marketing. The appropriation made in this
2 section is deemed to meet the requirement in the section of
3 the division of this Act, if enacted, relating to contingent
4 implementation of chapter 12I.

5 Sec. 28. VOLUNTEERS. There is appropriated from the general
6 fund of the state to the department of human services for the
7 fiscal year beginning July 1, 2015, and ending June 30, 2016,
8 the following amount, or so much thereof as is necessary, to be
9 used for the purpose designated:

10 For development and coordination of volunteer services:

11 \$ 84,686

12 Sec. 29. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
13 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
14 DEPARTMENT OF HUMAN SERVICES.

15 1. a. (1) For the fiscal year beginning July 1, 2015,
16 the total state funding amount for the nursing facility budget
17 shall not exceed \$321,900,006.

18 (2) For the fiscal year beginning July 1, 2015, the
19 department shall rebase case-mix nursing facility rates
20 effective July 1, 2015. However, total nursing facility budget
21 expenditures, including both case-mix and noncase-mix, shall
22 not exceed the amount specified in subparagraph (1). When
23 calculating case-mix per diem cost and the patient-day-weighted
24 medians used in rate-setting for nursing facilities effective
25 July 1, 2015, the inflation factor applied from the midpoint
26 of the cost report period to the first day of the state fiscal
27 year rate period shall be adjusted to maintain state funding
28 within the amount specified in subparagraph (1).

29 (3) The department, in cooperation with nursing facility
30 representatives, shall review projections for state funding
31 expenditures for reimbursement of nursing facilities on a
32 quarterly basis and the department shall determine if an
33 adjustment to the medical assistance reimbursement rate is
34 necessary in order to provide reimbursement within the state
35 funding amount for the fiscal year. Notwithstanding 2001

1 Iowa Acts, chapter 192, section 4, subsection 2, paragraph
2 "c", and subsection 3, paragraph "a", subparagraph (2),
3 if the state funding expenditures for the nursing facility
4 budget for the fiscal year are projected to exceed the amount
5 specified in subparagraph (1), the department shall adjust
6 the reimbursement for nursing facilities reimbursed under the
7 case-mix reimbursement system to maintain expenditures of the
8 nursing facility budget within the specified amount for the
9 fiscal year.

10 (4) For the fiscal year beginning July 1, 2015, special
11 population nursing facilities shall be reimbursed in accordance
12 with the methodology in effect on June 30, 2015.

13 (5) For any open or unsettled nursing facility cost report
14 for a fiscal year prior to and including the fiscal year
15 beginning July 1, 2014, including any cost report remanded on
16 judicial review for inclusion of prescription drug, laboratory,
17 or x-ray costs, the department shall offset all reported
18 prescription drug, laboratory, and x-ray costs with any revenue
19 received from Medicare or other revenue source for any purpose.
20 For purposes of this subparagraph, a nursing facility cost
21 report is not considered open or unsettled if the facility did
22 not initiate an administrative appeal under chapter 17A or if
23 any appeal rights initiated have been exhausted.

24 b. (1) For the fiscal year beginning July 1, 2015,
25 the department shall establish the pharmacy dispensing fee
26 reimbursement at \$11.73 per prescription as determined by the
27 June 2014 cost of dispensing fee survey.

28 (2) The department shall utilize an average acquisition
29 cost reimbursement methodology for all drugs covered under the
30 medical assistance program in accordance with 2012 Iowa Acts,
31 chapter 1133, section 33.

32 (3) Notwithstanding subparagraph (2), if the centers for
33 Medicare and Medicaid services of the United States department
34 of health and human services (CMS) requires, as a condition
35 of federal Medicaid funding, that the department implement an

1 aggregate federal upper limit (FUL) for drug reimbursement
2 based on the average manufacturer's price (AMP), the department
3 may utilize a reimbursement methodology for all drugs covered
4 under the Medicaid program based on the national average drug
5 acquisition cost (NADAC) methodology published by CMS, in order
6 to assure compliance with the aggregate FUL, minimize outcomes
7 of drug reimbursements below pharmacy acquisition costs, limit
8 administrative costs, and minimize any change in the aggregate
9 reimbursement for drugs. The department may adopt emergency
10 rules to implement this subparagraph.

11 c. (1) For the fiscal year beginning July 1, 2015,
12 reimbursement rates for outpatient hospital services shall
13 remain at the rates in effect on June 30, 2015, subject
14 to Medicaid program upper payment limit rules and adjusted
15 as necessary to maintain expenditures within the amount
16 appropriated to the department for this purpose for the fiscal
17 year.

18 (2) For the fiscal year beginning July 1, 2015,
19 reimbursement rates for inpatient hospital services shall be
20 rebased effective October 1, 2015, subject to Medicaid program
21 upper payment limit rules and adjusted as necessary to maintain
22 expenditures within the amount appropriated to the department
23 for this purpose for the fiscal year.

24 (3) For the fiscal year beginning July 1, 2015, the graduate
25 medical education and disproportionate share hospital fund
26 shall remain at the amount in effect on June 30, 2015, except
27 that the portion of the fund attributable to graduate medical
28 education shall be reduced in an amount that reflects the
29 elimination of graduate medical education payments made to
30 out-of-state hospitals.

31 (4) In order to ensure the efficient use of limited state
32 funds in procuring health care services for low-income Iowans,
33 funds appropriated in this Act for hospital services shall
34 not be used for activities which would be excluded from a
35 determination of reasonable costs under the federal Medicare

1 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

2 d. For the fiscal year beginning July 1, 2015, reimbursement
3 rates for rural health clinics, hospices, and acute mental
4 hospitals shall be increased in accordance with increases under
5 the federal Medicare program or as supported by their Medicare
6 audited costs.

7 e. For the fiscal year beginning July 1, 2015, independent
8 laboratories and rehabilitation agencies shall be reimbursed
9 using the same methodology in effect on June 30, 2015.

10 f. (1) For the fiscal year beginning July 1, 2015,
11 reimbursement rates for home health agencies shall continue to
12 be based on the Medicare low utilization payment adjustment
13 (LUPA) methodology with state geographic wage adjustments, and
14 updated to reflect the most recent Medicare LUPA rates.

15 (2) For the fiscal year beginning July 1, 2015, rates for
16 private duty nursing and personal care services under the early
17 and periodic screening, diagnostic, and treatment program
18 benefit shall be calculated based on the methodology in effect
19 on June 30, 2015.

20 g. For the fiscal year beginning July 1, 2015, federally
21 qualified health centers shall receive cost-based reimbursement
22 for 100 percent of the reasonable costs for the provision of
23 services to recipients of medical assistance.

24 h. For the fiscal year beginning July 1, 2015, the
25 reimbursement rates for dental services shall remain at the
26 rates in effect on June 30, 2015.

27 i. (1) For the fiscal year beginning July 1, 2015,
28 state-owned psychiatric medical institutions for children shall
29 receive cost-based reimbursement for 100 percent of the actual
30 and allowable costs for the provision of services to recipients
31 of medical assistance.

32 (2) For the nonstate-owned psychiatric medical institutions
33 for children, reimbursement rates shall be based on the
34 reimbursement methodology developed by the department as
35 required for federal compliance.

1 (3) As a condition of participation in the medical
2 assistance program, enrolled providers shall accept the medical
3 assistance reimbursement rate for any covered goods or services
4 provided to recipients of medical assistance who are children
5 under the custody of a psychiatric medical institution for
6 children.

7 j. For the fiscal year beginning July 1, 2015, unless
8 otherwise specified in this Act, all noninstitutional medical
9 assistance provider reimbursement rates shall remain at the
10 rates in effect on June 30, 2015, except for area education
11 agencies, local education agencies, infant and toddler
12 services providers, home and community-based services providers
13 including consumer-directed attendant care providers under a
14 section 1915(c) or 1915(i) waiver, targeted case management
15 providers, and those providers whose rates are required to be
16 determined pursuant to section 249A.20.

17 k. Notwithstanding any provision to the contrary, for the
18 fiscal year beginning July 1, 2015, the reimbursement rate for
19 anesthesiologists shall remain at the rate in effect on June
20 30, 2015.

21 l. For the fiscal year beginning July 1, 2015, the average
22 reimbursement rate for health care providers eligible for use
23 of the federal Medicare resource-based relative value scale
24 reimbursement methodology under section 249A.20 shall remain
25 at the rate in effect on June 30, 2015; however, this rate
26 shall not exceed the maximum level authorized by the federal
27 government.

28 m. For the fiscal year beginning July 1, 2015, the
29 reimbursement rate for residential care facilities shall not
30 be less than the minimum payment level as established by the
31 federal government to meet the federally mandated maintenance
32 of effort requirement. The flat reimbursement rate for
33 facilities electing not to file annual cost reports shall not
34 be less than the minimum payment level as established by the
35 federal government to meet the federally mandated maintenance

1 of effort requirement.

2 n. For the fiscal year beginning July 1, 2015, the
3 reimbursement rates for inpatient mental health services
4 provided at hospitals shall be rebased effective October 1,
5 2015, subject to Medicaid program upper payment limit rules;
6 and psychiatrists shall be reimbursed at the medical assistance
7 program fee-for-service rate in effect on June 30, 2015.

8 o. For the fiscal year beginning July 1, 2015, community
9 mental health centers may choose to be reimbursed for the
10 services provided to recipients of medical assistance through
11 either of the following options:

12 (1) For 100 percent of the reasonable costs of the services.

13 (2) In accordance with the alternative reimbursement rate
14 methodology established by the medical assistance program's
15 managed care contractor for mental health services and approved
16 by the department of human services.

17 p. For the fiscal year beginning July 1, 2015, the
18 reimbursement rate for providers of family planning services
19 that are eligible to receive a 90 percent federal match shall
20 remain at the rates in effect on June 30, 2015.

21 q. For the fiscal year beginning July 1, 2015, the upper
22 limits on reimbursement rates for providers of home and
23 community-based services waiver services shall be increased by
24 1.5 percent over the limits in effect on June 30, 2015.

25 r. For the fiscal year beginning July 1, 2015, the
26 reimbursement rates for emergency medical service providers
27 shall remain at the rates in effect on June 30, 2015.

28 s. For the fiscal year beginning July 1, 2015, reimbursement
29 rates for substance-related disorder treatment programs
30 licensed under section 125.13 shall be increased by 3 percent
31 over the rates in effect on June 30, 2015.

32 2. For the fiscal year beginning July 1, 2015, the
33 reimbursement rate for providers reimbursed under the
34 in-home-related care program shall not be less than the minimum
35 payment level as established by the federal government to meet

1 the federally mandated maintenance of effort requirement.

2 3. Unless otherwise directed in this section, when the
3 department's reimbursement methodology for any provider
4 reimbursed in accordance with this section includes an
5 inflation factor, this factor shall not exceed the amount
6 by which the consumer price index for all urban consumers
7 increased during the calendar year ending December 31, 2002.

8 4. For the fiscal year beginning July 1, 2015, the foster
9 family basic daily maintenance rate and the maximum adoption
10 subsidy rate for children ages 0 through 5 years shall be
11 \$16.78, the rate for children ages 6 through 11 years shall be
12 \$17.45, the rate for children ages 12 through 15 years shall
13 be \$19.10, and the rate for children and young adults ages 16
14 and older shall be \$19.35. For youth ages 18 to 21 who have
15 exited foster care, the preparation for adult living program
16 maintenance rate shall be \$602.70 per month. The maximum
17 payment for adoption subsidy nonrecurring expenses shall be
18 limited to \$500 and the disallowance of additional amounts
19 for court costs and other related legal expenses implemented
20 pursuant to 2010 Iowa Acts, chapter 1031, section 408, shall
21 be continued.

22 5. For the fiscal year beginning July 1, 2015, the maximum
23 reimbursement rates for social services providers under
24 contract shall remain at the rates in effect on June 30, 2015,
25 or the provider's actual and allowable cost plus inflation for
26 each service, whichever is less. However, if a new service
27 or service provider is added after June 30, 2015, the initial
28 reimbursement rate for the service or provider shall be based
29 upon a weighted average of provider rates for similar services.

30 6. For the fiscal year beginning July 1, 2015, the
31 reimbursement rates for resource family recruitment and
32 retention contractors, child welfare emergency services
33 contractors, and supervised apartment living foster care
34 providers shall be increased by 5 percent over the rates in
35 effect on June 30, 2015.

1 7. For the fiscal year beginning July 1, 2015, the
2 reimbursement rate for safety plan services and family safety,
3 risk, and permanency services (family-centered) shall be
4 increased as follows:

5 a. The statewide base monthly payment amount for all
6 family safety, risk, and permanency services (family-centered)
7 contractors shall be increased by \$25.22 per month over the
8 rate in effect on June 30, 2015.

9 (1) Family safety, risk, and permanency services
10 Performance Measure 1 payments shall be increased by \$5.25 per
11 case over the rate in effect on June 30, 2015.

12 (2) Family safety, risk, and permanency services
13 Performance Measure 2 payments shall be increased by \$13.15 per
14 case over the rate in effect on June 30, 2015.

15 (3) Family safety, risk, and permanency services
16 Performance Measure 3 payments shall be increased by \$26.25 per
17 case over the rate in effect on June 30, 2015.

18 (4) Family safety, risk, and permanency services
19 Performance Measure 4 payments shall be increased by \$26.25 per
20 case over the rate in effect on June 30, 2015.

21 b. The maximum reimbursement unit rate for safety plan
22 services shall be increased by \$27.61 over the rate in effect
23 on June 30, 2015.

24 (1) Safety plan services Performance Measure 1 payments
25 shall be increased by \$5.25 per case over the rate in effect on
26 June 30, 2015.

27 (2) Safety plan services Performance Measure 2 payments
28 shall be increased by \$5.25 per case over the rate in effect on
29 June 30, 2015.

30 8. a. For the purposes of this subsection, "combined
31 reimbursement rate" means the combined service and maintenance
32 reimbursement rate for a service level under the department's
33 reimbursement methodology. Effective July 1, 2015, the
34 combined reimbursement rate for a group foster care service
35 level shall be the amount designated in this subsection.

1 However, if a group foster care provider's reimbursement rate
2 for a service level as of June 30, 2015, is more than the rate
3 designated in this subsection, the provider's reimbursement
4 shall remain at the higher rate.

5 b. Unless a group foster care provider is subject to the
6 exception provided in paragraph "a", effective July 1, 2015,
7 the combined reimbursement rates for the service levels under
8 the department's reimbursement methodology shall be as follows:

9 (1) For service level, community - D1, the daily rate shall
10 be at least \$84.17.

11 (2) For service level, comprehensive - D2, the daily rate
12 shall be at least \$119.09.

13 (3) For service level, enhanced - D3, the daily rate shall
14 be at least \$131.09.

15 9. The group foster care reimbursement rates paid for
16 placement of children out of state shall be calculated
17 according to the same rate-setting principles as those used for
18 in-state providers, unless the director of human services or
19 the director's designee determines that appropriate care cannot
20 be provided within the state. The payment of the daily rate
21 shall be based on the number of days in the calendar month in
22 which service is provided.

23 10. a. For the fiscal year beginning July 1, 2015, the
24 reimbursement rate paid for shelter care and the child welfare
25 emergency services implemented to provide or prevent the need
26 for shelter care shall be established by contract.

27 b. For the fiscal year beginning July 1, 2015, the combined
28 service and maintenance components of the reimbursement rate
29 paid for shelter care services shall be based on the financial
30 and statistical report submitted to the department. The
31 maximum reimbursement rate shall be \$101.83 per day. The
32 department shall reimburse a shelter care provider at the
33 provider's actual and allowable unit cost, plus inflation, not
34 to exceed the maximum reimbursement rate.

35 c. Notwithstanding section 232.141, subsection 8, for the

1 fiscal year beginning July 1, 2015, the amount of the statewide
2 average of the actual and allowable rates for reimbursement of
3 juvenile shelter care homes that is utilized for the limitation
4 on recovery of unpaid costs shall remain at the amount in
5 effect for this purpose in the fiscal year beginning July 1,
6 2014.

7 11. For the fiscal year beginning July 1, 2015, the
8 department shall calculate reimbursement rates for intermediate
9 care facilities for persons with an intellectual disability
10 at the 80th percentile. Beginning July 1, 2015, the rate
11 calculation methodology shall utilize the consumer price index
12 inflation factor applicable to the fiscal year beginning July
13 1, 2015.

14 12. For the fiscal year beginning July 1, 2015, for child
15 care providers reimbursed under the state child care assistance
16 program, the department shall set provider reimbursement
17 rates based on the rate reimbursement survey completed in
18 December 2004. Effective July 1, 2015, the child care provider
19 reimbursement rates shall remain at the rates in effect on June
20 30, 2015. The department shall set rates in a manner so as
21 to provide incentives for a nonregistered provider to become
22 registered by applying the increase only to registered and
23 licensed providers.

24 13. For the fiscal year beginning July 1, 2015, if the
25 centers for Medicare and Medicaid services of the United States
26 department of health and human services approves the waivers
27 necessary to implement medical assistance program managed care
28 applicable to any providers subject to reimbursement under this
29 section, notwithstanding any provision to the contrary under
30 this section, affected providers shall instead be reimbursed
31 as follows:

32 a. For fee-for-service claims, reimbursement rates shall
33 be calculated based on the methodology otherwise specified in
34 this section for the fiscal year beginning July 1, 2015, for
35 the respective provider or service.

1 b. For claims subject to a managed care contract,
2 reimbursement shall be based on the actuarially sound
3 capitation rates established under the contract. However,
4 any reimbursement established under such contract shall not
5 be lower than the reimbursement otherwise specified in this
6 section for the fiscal year beginning July 1, 2015, for the
7 respective provider or service.

8 14. The department may adopt emergency rules to implement
9 this section.

10 Sec. 30. EMERGENCY RULES.

11 1. If specifically authorized by a provision of this
12 division of this Act, the department of human services or
13 the mental health and disability services commission may
14 adopt administrative rules under section 17A.4, subsection
15 3, and section 17A.5, subsection 2, paragraph "b", to
16 implement the provisions of this division of this Act and
17 the rules shall become effective immediately upon filing or
18 on a later effective date specified in the rules, unless the
19 effective date of the rules is delayed or the applicability
20 of the rules is suspended by the administrative rules review
21 committee. Any rules adopted in accordance with this section
22 shall not take effect before the rules are reviewed by the
23 administrative rules review committee. The delay authority
24 provided to the administrative rules review committee under
25 section 17A.4, subsection 7, and section 17A.8, subsection 9,
26 shall be applicable to a delay imposed under this section,
27 notwithstanding a provision in those sections making them
28 inapplicable to section 17A.5, subsection 2, paragraph "b".
29 Any rules adopted in accordance with the provisions of this
30 section shall also be published as a notice of intended action
31 as provided in section 17A.4.

32 2. If during a fiscal year, the department of human
33 services is adopting rules in accordance with this section
34 or as otherwise directed or authorized by state law, and the
35 rules will result in an expenditure increase beyond the amount

1 anticipated in the budget process or if the expenditure was
2 not addressed in the budget process for the fiscal year, the
3 department shall notify the persons designated by this division
4 of this Act for submission of reports, the chairpersons and
5 ranking members of the committees on appropriations, and
6 the department of management concerning the rules and the
7 expenditure increase. The notification shall be provided at
8 least 30 calendar days prior to the date notice of the rules
9 is submitted to the administrative rules coordinator and the
10 administrative code editor.

11 Sec. 31. REPORTS. Any reports or other information
12 required to be compiled and submitted under this Act during the
13 fiscal year beginning July 1, 2015, shall be submitted to the
14 chairpersons and ranking members of the joint appropriations
15 subcommittee on health and human services, the legislative
16 services agency, and the legislative caucus staffs on or
17 before the dates specified for submission of the reports or
18 information.

19 Sec. 32. EFFECTIVE UPON ENACTMENT. The following
20 provisions of this division of this Act, being deemed of
21 immediate importance, take effect upon enactment:

22 1. The provision relating to section 232.141 and directing
23 the state court administrator and the division administrator of
24 the department of human services division of child and family
25 services to make the determination, by June 15, 2015, of the
26 distribution of funds allocated for the payment of the expenses
27 of court-ordered services provided to juveniles which are a
28 charge upon the state.

29 DIVISION VI

30 HEALTH CARE ACCOUNTS AND FUNDS — FY 2015-2016

31 Sec. 33. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
32 appropriated from the pharmaceutical settlement account created
33 in section 249A.33 to the department of human services for the
34 fiscal year beginning July 1, 2015, and ending June 30, 2016,
35 the following amount, or so much thereof as is necessary, to be

1 used for the purpose designated:

2 Notwithstanding any provision of law to the contrary, to
3 supplement the appropriations made in this Act for medical
4 contracts under the medical assistance program for the fiscal
5 year beginning July 1, 2015, and ending June 30, 2016:

6 \$ 500,000

7 Sec. 34. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN
8 SERVICES. Notwithstanding any provision to the contrary and
9 subject to the availability of funds, there is appropriated
10 from the quality assurance trust fund created in section
11 249L.4 to the department of human services for the fiscal year
12 beginning July 1, 2015, and ending June 30, 2016, the following
13 amounts, or so much thereof as is necessary, for the purposes
14 designated:

15 To supplement the appropriation made in this Act from the
16 general fund of the state to the department of human services
17 for medical assistance for the same fiscal year:

18 \$ 36,705,208

19 Sec. 35. HOSPITAL HEALTH CARE ACCESS TRUST FUND —
20 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
21 the contrary and subject to the availability of funds, there is
22 appropriated from the hospital health care access trust fund
23 created in section 249M.4 to the department of human services
24 for the fiscal year beginning July 1, 2015, and ending June
25 30, 2016, the following amounts, or so much thereof as is
26 necessary, for the purposes designated:

27 To supplement the appropriation made in this Act from the
28 general fund of the state to the department of human services
29 for medical assistance for the same fiscal year:

30 \$ 34,700,000

31 Sec. 36. MEDICAL ASSISTANCE PROGRAM — NONREVERSION
32 FOR FY 2015-2016. Notwithstanding section 8.33, if moneys
33 appropriated for purposes of the medical assistance program for
34 the fiscal year beginning July 1, 2015, and ending June 30,
35 2016, from the general fund of the state, the quality assurance

1 trust fund and the hospital health care access trust fund, are
2 in excess of actual expenditures for the medical assistance
3 program and remain unencumbered or unobligated at the close
4 of the fiscal year, the excess moneys shall not revert but
5 shall remain available for expenditure for the purposes of the
6 medical assistance program until the close of the succeeding
7 fiscal year.

8 DIVISION VII

9 PATIENT-CENTERED HEALTH ADVISORY COUNCIL

10 Sec. 37. Section 135.159, subsection 2, paragraph a,
11 unnumbered paragraph 1, Code 2015, is amended to read as
12 follows:

13 The department shall establish ~~an~~ a patient-centered health
14 advisory council which shall include but is not limited to
15 all of the following members, selected by their respective
16 organizations, and any other members the department determines
17 necessary to assist in the department's duties at various
18 stages of development of the medical home system:

19 Sec. 38. Section 135.159, subsection 2, paragraph b, Code
20 2015, is amended to read as follows:

21 *b.* Public members of the patient-centered health advisory
22 council shall receive reimbursement for actual expenses
23 incurred while serving in their official capacity only if they
24 are not eligible for reimbursement by the organization that
25 they represent.

26 Sec. 39. Section 135.159, subsection 10, Code 2015, is
27 amended to read as follows:

28 10. The department shall integrate the recommendations and
29 policies developed pursuant to section 135.161, Code 2011, into
30 the medical home system and shall incorporate the development
31 and implementation of the state initiative for prevention
32 and chronic care management as developed pursuant to section
33 135.161, Code 2011, into the duties of the ~~medical home system~~
34 patient-centered health advisory council beginning January 1,
35 2012.

1 Sec. 40. CODE EDITOR DIRECTIVE. The Code editor shall amend
2 the headnote of section 135.159, Code 2015, to read **Medical home**
3 **system — patient-centered health advisory council — development**
4 **and implementation.**

5

DIVISION VIII

6

PRIOR YEAR APPROPRIATIONS AND OTHER PRIOR PROVISIONS

7

DECATEGORIZATION

8 Sec. 41. DECATEGORIZATION CARRYOVER FUNDING — TRANSFER TO
9 MEDICAID PROGRAM. Notwithstanding section 232.188, subsection
10 5, paragraph “b”, any state appropriated moneys in the funding
11 pool that remained unencumbered or unobligated at the close
12 of the fiscal year beginning July 1, 2012, and were deemed
13 carryover funding to remain available for the two succeeding
14 fiscal years that still remain unencumbered or unobligated at
15 the close of the fiscal year beginning July 1, 2014, shall
16 not revert but shall be transferred to the medical assistance
17 program for the fiscal year beginning July 1, 2014.

18

COMMUNITY MENTAL HEALTH SERVICES APPROPRIATION

19 Sec. 42. 2013 Iowa Acts, chapter 136, section 2, subsection
20 1, paragraph c, is amended to read as follows:

21 c. The department shall allocate not less than 95 percent
22 of the amount of the block grant each federal fiscal year
23 to eligible community mental health services providers for
24 carrying out the plan submitted to and approved by the federal
25 substance abuse and mental health services administration
26 for the fiscal year involved, except that for federal fiscal
27 year 2014-2015, \$1,643,467 of such federal block grant funds
28 shall be used for child and family services pursuant to 2013
29 Iowa Acts, chapter 138, section 148, as amended by 2014 Iowa
30 Acts, chapter 1140, section 25, for the purposes of 2014 Iowa
31 Acts, chapter 1140, section 25, subsection 20, relating to
32 the community circle of care collaboration for children and
33 youth in northeast Iowa, subsection 24 relating to the central
34 Iowa system of care program grant, subsection 25 relating
35 to the system of care grant implemented in Cerro Gordo and

1 Linn counties, and subsection 27 relating to a system of care
 2 approach for children with a serious emotional disturbance and
 3 their families through a nonprofit provider of child welfare
 4 services licensed as a psychiatric medical institution for
 5 children.

6 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES

7 Sec. 43. 2013 Iowa Acts, chapter 138, section 136,
 8 subsections 1, 2, 6, and 13, as amended by 2014 Iowa Acts,
 9 chapter 1140, section 9, are amended to read as follows:

10 1. To be credited to the family investment program account
 11 and used for assistance under the family investment program
 12 under chapter 239B:

13 \$ ~~9,879,488~~
 14 6,281,222

15 2. To be credited to the family investment program account
 16 and used for the job opportunities and basic skills (JOBS)
 17 program and implementing family investment agreements in
 18 accordance with chapter 239B:

19 \$ ~~11,091,911~~
 20 10,232,340

21 6. For state child care assistance:

22 \$ ~~35,047,110~~
 23 41,210,239

24 a. Of the funds appropriated in this subsection,
 25 ~~\$26,347,110~~ \$26,332,712 is transferred to the child care and
 26 development block grant appropriation made by the Eighty-fifth
 27 General Assembly, 2013 Session, in 2013 Iowa Acts, chapter 136,
 28 section 14 for the federal fiscal year beginning October 1,
 29 2014, and ending September 30, 2015. Of this amount, \$200,000
 30 shall be used for provision of educational opportunities to
 31 registered child care home providers in order to improve
 32 services and programs offered by this category of providers
 33 and to increase the number of providers. The department may
 34 contract with institutions of higher education or child care
 35 resource and referral centers to provide the educational

1 opportunities. Allowable administrative costs under the
2 contracts shall not exceed 5 percent. The application for a
3 grant shall not exceed two pages in length.

4 b. Any funds appropriated in this subsection remaining
5 unallocated shall be used for state child care assistance
6 payments for families who are employed, including but not
7 limited to individuals enrolled in the family investment
8 program who are employed.

9 13. a. Notwithstanding any provision to the contrary,
10 including but not limited to requirements in section 8.41 or
11 provisions in 2013 or 2014 Iowa Acts regarding the receipt and
12 appropriation of federal block grants, federal funds from the
13 temporary assistance for needy families block grant received
14 by the state not otherwise appropriated in this section and
15 remaining available for the fiscal year beginning July 1, 2014,
16 are appropriated to the department of human services to the
17 extent as may be necessary to be used in the following priority
18 order: the family investment program, for state child care
19 assistance program payments for ~~individuals enrolled in the~~
20 ~~family investment program~~ families who are employed, and for
21 the family investment program share of costs to develop and
22 maintain a new, integrated eligibility determination system.
23 The federal funds appropriated in this paragraph "a" shall be
24 expended only after all other funds appropriated in subsection
25 1 for the assistance under the family investment program,
26 in subsection 6 for child care assistance, or in subsection
27 12 for the family investment program share of the costs to
28 continue to develop and maintain a new, integrated eligibility
29 determination system, as applicable, have been expended. For
30 the purposes of this subsection, the funds appropriated in
31 subsection 6, paragraph "a", for transfer to the child care and
32 development block grant are considered fully expended when the
33 full amount has been transferred.

34 b. The department shall, on a quarterly basis, advise the
35 legislative services agency and department of management of

1 the amount of funds appropriated in this subsection that was
2 expended in the prior quarter.

3 CHILD SUPPORT RECOVERY UNIT

4 Sec. 44. 2013 Iowa Acts, chapter 138, section 139,
5 unnumbered paragraph 2, as amended by 2014 Iowa Acts, chapter
6 1140, section 12, is amended to read as follows:

7 For child support recovery, including salaries, support,
8 maintenance, and miscellaneous purposes, and for not more than
9 the following full-time equivalent positions:

10	\$ 14,911,230
11	<u>14,771,230</u>
12	FTEs 464.00

13 MEDICAL ASSISTANCE

14 Sec. 45. 2013 Iowa Acts, chapter 139, section 142,
15 unnumbered paragraph 2, as amended by 2014 Iowa Acts, chapter
16 1140, section 14, is amended to read as follows:

17 For medical assistance program reimbursement and associated
18 costs as specifically provided in the reimbursement
19 methodologies in effect on June 30, 2014, except as otherwise
20 expressly authorized by law, consistent with options under
21 federal law and regulations, and contingent upon receipt of
22 approval from the office of the governor of reimbursement for
23 each abortion performed under the program:

24	\$ 1,250,658,393
25	<u>1,310,299,250</u>

26 MEDICAL CONTRACTS

27 Sec. 46. 2013 Iowa Acts, chapter 138, section 143,
28 unnumbered paragraphs 1 and 2, as amended by 2014 Iowa Acts,
29 chapter 1140, section 19, are amended to read as follows:

30 There is appropriated from the general fund of the state to
31 the department of human services for the fiscal year beginning
32 July 1, 2014, and ending June 30, 2015, the following amount,
33 or so much thereof as is necessary, to be used for the purpose
34 designated:

35 For medical contracts:

1 \$ ~~17,148,576~~
2 12,896,400

3 STATE SUPPLEMENTARY ASSISTANCE

4 Sec. 47. 2013 Iowa Acts, chapter 138, section 144,
5 subsection 1, as amended by 2014 Iowa Acts, chapter 1140,
6 section 20, is amended to read as follows:

7 1. There is appropriated from the general fund of the
8 state to the department of human services for the fiscal year
9 beginning July 1, 2014, and ending June 30, 2015, the following
10 amount, or so much thereof as is necessary, to be used for the
11 purpose designated:

12 For the state supplementary assistance program:

13 \$ ~~14,121,154~~
14 12,965,318

15 CHILDREN'S HEALTH INSURANCE PROGRAM/
16 HEALTHY AND WELL KIDS IN IOWA PROGRAM

17 Sec. 48. 2013 Iowa Acts, chapter 138, section 145,
18 subsection 1, as amended by 2014 Iowa Acts, chapter 1140,
19 section 21, is amended to read as follows:

20 1. There is appropriated from the general fund of the
21 state to the department of human services for the fiscal year
22 beginning July 1, 2014, and ending June 30, 2015, the following
23 amount, or so much thereof as is necessary, to be used for the
24 purpose designated:

25 For maintenance of the healthy and well kids in Iowa (hawk-i)
26 program pursuant to chapter 514I, including supplemental dental
27 services, for receipt of federal financial participation under
28 Tit. XXI of the federal Social Security Act, which creates the
29 children's health insurance program:

30 \$ ~~45,877,998~~
31 45,097,085

32 CHILD CARE ASSISTANCE

33 Sec. 49. 2013 Iowa Acts, chapter 138, section 146,
34 unnumbered paragraphs 1 and 2, as amended by 2014 Iowa Acts,
35 chapter 1140, section 22, are amended to read as follows:

1 There is appropriated from the general fund of the state to
2 the department of human services for the fiscal year beginning
3 July 1, 2014, and ending June 30, 2015, the following amount,
4 or so much thereof as is necessary, to be used for the purpose
5 designated:

6 For child care programs:

7 \$ ~~47,132,080~~
8 36,303,944

9 CHILDREN ADJUDICATED AS DELINQUENT AND CHILD IN NEED OF
10 ASSISTANCE PLACEMENTS

11 Sec. 50. 2013 Iowa Acts, chapter 138, unnumbered paragraphs
12 1 and 2, as amended by 2014 Iowa Acts, chapter 1140, section
13 24, are amended to read as follows:

14 There is appropriated from the general fund of the state to
15 the department of human services for the fiscal year beginning
16 July 1, 2014, and ending June 30, 2015, the following amount,
17 or so much thereof as is necessary, to be used for the purposes
18 designated:

19 For the placement costs of female children adjudicated as
20 delinquent and male and female children adjudicated as a child
21 in need of assistance:

22 \$ ~~2,000,000~~
23 1,400,000

24 CHILD AND FAMILY SERVICES

25 Sec. 51. 2013 Iowa Acts, chapter 138, section 148,
26 subsection 1, as amended by 2014 Iowa Acts, chapter 1140,
27 section 25, is amended to read as follows:

28 1. There is appropriated from the general fund of the
29 state to the department of human services for the fiscal year
30 beginning July 1, 2014, and ending June 30, 2015, the following
31 amount, or so much thereof as is necessary, to be used for the
32 purpose designated:

33 For child and family services:

34 \$ ~~94,857,554~~
35 91,364,087

ADOPTION SUBSIDY

2 Sec. 52. 2013 Iowa Acts, chapter 138, section 149,
3 subsection 1, as amended by 2014 Iowa Acts, chapter 1140,
4 section 26, is amended to read as follows:

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

10 For adoption subsidy payments and services:

11	\$ 42,580,749
12		41,744,149

FAMILY SUPPORT SUBSIDY

14 Sec. 53. 2013 Iowa Acts, chapter 138, section 151,
15 subsection 1, as amended by 2014 Iowa Acts, chapter 1140,
16 section 27, is amended to read as follows:

17 1. There is appropriated from the general fund of the
18 state to the department of human services for the fiscal year
19 beginning July 1, 2014, and ending June 30, 2015, the following
20 amount, or so much thereof as is necessary, to be used for the
21 purpose designated:

22 For the family support subsidy program subject to the
23 enrollment restrictions in section 225C.37, subsection 3:

24	\$ 1,079,739
25		579,739

FIELD OPERATIONS

27 Sec. 54. 2013 Iowa Acts, chapter 138, section 156,
28 unnumbered paragraphs 1 and 2, as amended by 2014 Iowa Acts,
29 chapter 1140, section 32, are amended to read as follows:

30 There is appropriated from the general fund of the state to
31 the department of human services for the fiscal year beginning
32 July 1, 2014, and ending June 30, 2015, the following amount,
33 or so much thereof as is necessary, to be used for the purposes
34 designated:

35 For field operations, including salaries, support,

1 maintenance, and miscellaneous purposes, and for not more than
2 the following full-time equivalent positions:

3	\$ 65,170,976
4	<u>61,170,976</u>
5	FTEs 1,837.00

6 GENERAL ADMINISTRATION

7 Sec. 55. 2013 Iowa Acts, chapter 138, section 157,
8 unnumbered paragraphs 1 and 2, as amended by 2014 Iowa Acts,
9 chapter 1140, section 33, are amended to read as follows:

10 There is appropriated from the general fund of the state to
11 the department of human services for the fiscal year beginning
12 July 1, 2014, and ending June 30, 2015, the following amount,
13 or so much thereof as is necessary, to be used for the purpose
14 designated:

15 For general administration, including salaries, support,
16 maintenance, and miscellaneous purposes, and for not more than
17 the following full-time equivalent positions:

18	\$ 16,072,302
19	<u>15,072,302</u>
20	FTEs 309.00

21 PHARMACEUTICAL SETTLEMENT ACCOUNT

22 Sec. 56. 2013 Iowa Acts, chapter 138, section 162, as
23 amended by 2014 Iowa Acts, chapter 1140, section 47, is amended
24 to read as follows:

25 SEC. 162. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
26 appropriated from the pharmaceutical settlement account created
27 in section 249A.33 to the department of human services for the
28 fiscal year beginning July 1, 2014, and ending June 30, 2015,
29 the following amount, or so much thereof as is necessary, to be
30 used for the purpose designated:

31 Notwithstanding any provision of law to the contrary, to
32 supplement the appropriations made in this Act for medical
33 contracts under the medical assistance program for the fiscal
34 year beginning July 1, 2014, and ending June 30, 2015:

35	\$ 5,467,564
----------	-------------------------

1 6,969,740

2 QUALITY ASSURANCE TRUST FUND

3 Sec. 57. 2013 Iowa Acts, chapter 138, section 163, as
4 amended by 2014 Iowa Acts, chapter 1140, section 48, is amended
5 to read as follows:

6 SEC. 163. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF
7 HUMAN SERVICES. Notwithstanding any provision to the contrary
8 and subject to the availability of funds, there is appropriated
9 from the quality assurance trust fund created in section
10 249L.4 to the department of human services for the fiscal year
11 beginning July 1, 2014, and ending June 30, 2015, the following
12 amounts, or so much thereof as is necessary, for the purposes
13 designated:

14 To supplement the appropriation made in this Act from the
15 general fund of the state to the department of human services
16 for medical assistance for the same fiscal year:

17 \$ ~~29,195,653~~
18 29,695,653

19 Sec. 58. EFFECTIVE UPON ENACTMENT. This division of this
20 Act, being deemed of immediate importance, takes effect upon
21 enactment.

22 Sec. 59. RETROACTIVE APPLICABILITY. This division of this
23 Act is retroactively applicable to July 1, 2014.

24 DIVISION IX

25 QUALITY ASSURANCE ASSESSMENT

26 Sec. 60. Section 249L.3, subsection 1, paragraph d, Code
27 2015, is amended to read as follows:

28 d. The aggregate quality assurance assessments imposed
29 under this chapter shall ~~not exceed the lower of~~ be established
30 at three percent of the aggregate non-Medicare revenues of a
31 nursing facility or the maximum amount that may be assessed
32 pursuant to the indirect guarantee threshold as established
33 pursuant to 42 C.F.R. §433.68(f)(3)(i), and shall be stated on
34 a per-patient-day basis.

35 DIVISION X

1 HEALTH POLICY — OVERSIGHT

2 Sec. 61. NEW SECTION. 2.70 Legislative health policy
3 oversight committee.

4 1. A legislative health policy oversight committee
5 is created to provide a formal venue for oversight of
6 and stakeholder engagement in, the design, development,
7 implementation, administration, and funding associated
8 with general state health care policy, with a particular
9 focus on the Medicaid program. The overall purpose of the
10 committee is to ensure that health care policy in this state
11 is consumer-focused and provides for accessible, accountable,
12 efficient, cost-effective, and quality health care. The goal
13 of the committee is to continue to further health policy that
14 improves health care, improves population health, reduces
15 health care costs, and integrates medical and social services
16 and supports into a holistic health system.

17 2. a. The committee shall include all of the following
18 members:

19 (1) The co-chairpersons and ranking members of the
20 legislative joint appropriations subcommittee on health
21 and human services, or members of the joint appropriations
22 subcommittee designated by the respective co-chairpersons or
23 ranking members.

24 (2) The chairpersons and ranking members of the
25 human resources committees of the senate and house of
26 representatives, or members of the respective committees
27 designated by the respective chairpersons or ranking members.

28 (3) The chairpersons and ranking members of the
29 appropriations committees of the senate and house of
30 representatives, or members of the respective committees
31 designated by the respective chairpersons or ranking members.

32 b. The members of the committee shall receive a per diem as
33 provided in section 2.10.

34 c. The committee shall meet at least quarterly, but may meet
35 as often as necessary. The committee may request information

1 from sources as deemed appropriate, and the department of human
2 services and other agencies of state government shall provide
3 information to the committee as requested. The legislative
4 services agency shall provide staff support to the committee.

5 *d.* The committee shall select co-chairpersons, one
6 representing the senate and one representing the house of
7 representatives, annually, from its membership. A majority of
8 the members of the committee shall constitute a quorum.

9 *e.* The committee may contract for the services of persons
10 who are qualified by education, expertise, or experience to
11 advise, consult with, or otherwise assist the committee in the
12 performance of its duties.

13 3. The committee shall submit a report to the governor and
14 the general assembly by December 15, annually.

15 Sec. 62. NEW SECTION. 231.44 **Utilization of resources**
16 **— assistance and advocacy related to long-term services and**
17 **supports under the Medicaid program.**

18 1. The office of long-term care ombudsman may utilize its
19 available resources to provide assistance and advocacy services
20 to potential or actual recipients, or the families or legal
21 representatives of such potential or actual recipients, of
22 long-term services and supports provided through the Medicaid
23 program. Such assistance and advocacy shall include but is not
24 limited to all of the following:

25 *a.* Providing information, education, consultation, and
26 assistance regarding eligibility for, enrollment in, and the
27 obtaining of long-term services and supports through the
28 Medicaid program.

29 *b.* Identifying and referring individuals who may be eligible
30 for and in need of long-term services and supports to the
31 Medicaid program.

32 *c.* Developing procedures for tracking and reporting
33 individual requests for assistance with the obtaining of
34 necessary services and supports.

35 *d.* Providing consultation for individuals transitioning into

1 or out of an institutional setting or across levels of care.

2 *e.* Identifying gaps in or duplication of services provided
3 to older individuals and persons with disabilities and
4 developing strategies to improve the delivery and coordination
5 of these services for these individuals.

6 *f.* Providing advice, assistance, and negotiation relating
7 to the preparation and filing of complaints, grievances, and
8 appeals of complaints or grievances relating to long-term
9 services and supports under the Medicaid program.

10 *g.* Providing individual case advocacy services in
11 administrative hearings and legal representation for judicial
12 proceedings related to long-term services and supports under
13 the Medicaid program.

14 2. A representative of the office of long-term care
15 ombudsman providing assistance and advocacy services authorized
16 under this section for an individual, shall be provided
17 access to the individual, and shall be provided access to
18 the individual's medical and social records as authorized by
19 the individual or the individual's legal representative, as
20 necessary to carry out the duties specified in this section.

21 3. A representative of the office of long-term care
22 ombudsman providing assistance and advocacy services authorized
23 under this section for an individual, shall be provided access
24 to administrative records related to the provision of the
25 long-term services and supports to the individual, as necessary
26 to carry out the duties specified in this section.

27 4. For the purposes of this section:

28 *a.* "*Institutional setting*" includes a long-term care
29 facility, an elder group home, or an assisted living program.

30 *b.* "*Long-term services and supports*" means the broad range of
31 health, health-related, and personal care assistance services
32 and supports, provided in both institutional settings and home
33 and community-based settings, necessary for older individuals
34 and persons with disabilities who experience limitations in
35 their capacity for self-care due to a physical, cognitive, or

1 mental disability or condition.

2 Sec. 63. MEDICAID MANAGED CARE ORGANIZATIONS — UTILIZATION
3 OF CAPITATED PAYMENTS.

4 1. All of the following shall apply to Medicaid managed care
5 contracts entered into on or after July 1, 2015:

6 a. Two percent of the Medicaid capitation payment amount
7 specified under the contract shall be withheld by the state to
8 be used to provide for Medicaid program oversight, including
9 for a health consumer ombudsman function, and for quality
10 improvement.

11 b. The portion of the Medicaid capitation payment paid
12 to a Medicaid managed care contractor that is required to be
13 dedicated to meeting the minimum medical loss ratio shall be
14 allocated to a Medicaid claims fund. Expenditures of moneys
15 in the Medicaid claims fund shall comply with all of the
16 following:

17 (1) Only expenditures for medical claims shall be
18 considered in computing the minimum medical loss ratio
19 as specified in the contract. For the purposes of the
20 computation, "medical claims" means only the costs of claims
21 for direct delivery of covered benefits incurred during the
22 applicable minimum medical loss ratio reporting period, not
23 otherwise defined or designated as administrative costs,
24 population health benefits or quality improvement, or profit in
25 this section.

26 (2) If a Medicaid managed care contractor does not meet
27 the minimum medical loss ratio established under the contract
28 for the reporting period specified, the Medicaid managed
29 care contractor shall remit the excess amount, multiplied
30 by the total contract revenue, to the state for community
31 reinvestment, oversight, and quality improvement.

32 c. The portion of the Medicaid capitation payment that is
33 not required to be dedicated to meeting the minimum medical
34 loss ratio, shall be allocated to an administrative fund.
35 Expenditure or use of moneys in the administrative fund shall

1 comply with all of the following:

2 (1) Funds in the administrative fund may be used for
3 population health and quality improvement activities
4 including conflict or reinvestment free case management, care
5 coordination, community benefit expenditures, nontraditional
6 consumer-centered services that address social determinants
7 of health, health information technology, data collection and
8 analysis, and other population health and quality improvement
9 activities as specified by rule of the department of human
10 services.

11 (2) Administrative costs shall not exceed the percentage
12 applicable to the Medicaid program for administrative costs for
13 FY 2015 of a maximum of 4 percent calculated as a percentage of
14 the Medicaid capitation payment during the applicable minimum
15 medical loss ratio reporting period. Administrative functions
16 and costs shall not be shifted to providers or other entities
17 as a means of administrative cost avoidance.

18 (3) Profit, including reserves and earnings on reserves
19 such as investment income and earned interest, as a percentage
20 of the Medicaid capitated payment, shall be limited to a
21 maximum of 3 percent during the applicable minimum medical loss
22 ratio reporting period.

23 (4) Any funds remaining in the administrative fund
24 following allowable expenditures or uses specified in
25 subparagraphs (1), (2), and (3) shall be remitted to the state
26 for community reinvestment, oversight, and quality improvement.

27 2. The department of human services shall specify by rule
28 reporting requirements for Medicaid managed care contractors
29 under this section.

30 Sec. 64. PROPOSAL FOR A HEALTH CONSUMER OMBUDSMAN
31 ALLIANCE. The office of long-term care ombudsman shall
32 collaborate with the department on aging, the department of
33 human services, the department of public health, the department
34 of inspections and appeals, the designated protection and
35 advocacy agency as provided in section 135C.2, subsection

1 4, the civil rights commission, the senior health insurance
2 information program, the Iowa insurance consumer advocate, Iowa
3 legal aid, and other consumer advocates and consumer assistance
4 programs, to develop a proposal for the establishment of
5 a health consumer ombudsman alliance. The purpose of the
6 alliance is to provide a permanent coordinated system of
7 independent consumer supports to ensure that consumers,
8 including consumers covered under Medicaid managed care,
9 obtain and maintain essential health care, are provided
10 unbiased information in understanding coverage models, and are
11 assisted in resolving problems regarding health care services,
12 coverage, access, and rights. The proposal developed shall
13 include annual budget projections and shall be submitted to the
14 governor and the general assembly no later than December 15,
15 2015.

16 Sec. 65. FUNCTIONAL, LEVEL OF CARE, AND NEEDS-BASED
17 ASSESSMENTS — CASE MANAGEMENT.

18 1. The department of human services shall contract
19 with a conflict free third party to conduct initial and
20 subsequent functional, level of care, and needs assessments and
21 reassessments of consumers who may be eligible for long-term
22 services and supports and are subject to a Medicaid managed
23 care contract. Such assessments and reassessments shall not
24 be completed by a Medicaid managed care organization under
25 contract with the state or by any entity that is not deemed
26 conflict free. If a managed care contractor becomes aware that
27 an applicant may require long-term services and supports or
28 that an enrolled consumer's functional level of care, support
29 needs, or medical status has changed, the Medicaid managed care
30 contractor shall notify the department and the conflict free
31 third party shall administer any assessment or reassessment
32 in response to the notification. A case manager or Medicaid
33 managed care contractor shall not alter a consumer's service
34 plan independent of the prior administration of an assessment
35 or reassessment conducted by the conflict free third party.

1 The department of human services shall retain authority to
2 determine or redetermine a consumer's categorical, financial,
3 level of care or needs-based eligibility based on the conflict
4 free third party assessment or reassessment.

5 2. The department of human services shall provide for
6 administration of non-biased, community-based, in-person
7 options counseling by a conflict free third party for
8 applicants for a Medicaid managed care plan.

9 3. Case management under a Medicaid managed care contract
10 shall be administered in a conflict free manner.

11 4. For the purposes of this section, "conflict free" means
12 conflict free pursuant to specifications of the balancing
13 incentive program requirements.

14 DIVISION XI

15 AUTISM

16 Sec. 66. Section 225D.1, subsections 3 and 8, Code 2015, are
17 amended to read as follows:

18 3. "*Autism service provider*" means a person providing
19 applied behavioral analysis, who meets all of the following
20 criteria:

21 a. Is any of the following:

22 (1) Is certified as a behavior analyst by the behavior
23 analyst certification board ~~or is a health professional~~
24 ~~licensed under chapter 147.~~

25 (2) Is a board-certified assistant behavior analyst who
26 performs duties, identified by and based on the standards of
27 the behavior analyst certification board, under the supervision
28 of a board-certified behavior analyst.

29 b. Is approved as a member of the provider network by the
30 department.

31 8. "*Eligible individual*" means a child less than ~~nine~~
32 fifteen years of age who has been diagnosed with autism based
33 on a diagnostic assessment of autism, is not otherwise eligible
34 for coverage for applied behavioral analysis treatment under
35 the medical assistance program, section 514C.28, or private

1 insurance coverage, and whose household income does not exceed
2 four hundred percent of the federal poverty level.

3 Sec. 67. Section 225D.2, subsection 2, paragraph c, Code
4 2015, is amended to read as follows:

5 c. Notwithstanding the age limitation for an eligible
6 individual, a provision that if an eligible individual reaches
7 ~~nine~~ fifteen years of age prior to completion of the maximum
8 applied behavioral analysis treatment period specified in
9 paragraph "b", the individual may complete such treatment in
10 accordance with the individual's treatment plan, not to exceed
11 the maximum treatment period.

12 Sec. 68. Section 225D.2, subsection 2, Code 2015, is amended
13 by adding the following new paragraph:

14 NEW PARAGRAPH. 1. Proof of eligibility for the autism
15 support program that includes a written denial for coverage or
16 a benefits summary indicating that applied behavioral analysis
17 treatment is not a covered benefit for which the applicant
18 is eligible, under the Medicaid program, section 514C.28, or
19 private insurance coverage.

20 DIVISION XII

21 OFFICE OF SUBSTITUTE DECISIONMAKER

22 Sec. 69. Section 231E.4, subsection 3, paragraph a, Code
23 2015, is amended to read as follows:

24 a. Select persons through a request for proposals process to
25 establish local offices of substitute decision maker in each
26 of the planning and service areas. Local offices shall be
27 established statewide on or before July 1, ~~2015~~ 2017.

28 DIVISION XIII

29 DEMENTIA WORKFORCE

30 Sec. 70. INTERAGENCY DEMENTIA PROFICIENT WORKFORCE TASK
31 FORCE. The departments of public health, human services, and
32 inspections and appeals, the department on aging, and the
33 office of long-term care ombudsman shall convene an interagency
34 task force, in collaboration with the Alzheimer's association,
35 to review the recommendations for a standard curriculum model

1 for dementia education submitted by the Alzheimer's association
2 dementia education task force to the department on aging
3 in June 2010, in the Iowa dementia education project final
4 report, and the curricula-related recommendations submitted
5 by the direct care worker task force and the direct care
6 worker advisory council; identify staff, in settings in which
7 individuals with dementia may seek services and care, who
8 should have some level of dementia proficiency and analyze gaps
9 in existing training and educational requirements; and develop
10 an implementation plan to transition toward competency-based
11 dementia curricula and training that achieves dementia
12 proficiency across a broader care continuum. To the greatest
13 extent possible, the plan shall address training strategies
14 for different settings, levels of skill, and licensure. The
15 plan shall include a timeline for implementation, fiscal
16 implications of recommendations, and identification of key
17 decision points for the general assembly. The task force shall
18 provide opportunities for stakeholder input from affected
19 industry, education, professional, employee, and consumer
20 organizations. The task force shall submit its recommendations
21 to the governor and the general assembly no later than December
22 15, 2015.

DIVISION XIV

PHARMACEUTICAL COLLECTION AND DISPOSAL PROGRAM

23
24
25 Sec. 71. Section 155A.43, Code 2015, is amended to read as
26 follows:

27 **155A.43 Pharmaceutical collection and disposal program —**
28 **annual allocation.**

29 Of the fees collected pursuant to sections 124.301 and
30 147.80 and chapter 155A by the board of pharmacy, and retained
31 by the board pursuant to section 147.82, not more than
32 one hundred ~~twenty-five~~ seventy-five thousand dollars may
33 be allocated annually by the board for administering the
34 pharmaceutical collection and disposal program originally
35 established pursuant to 2009 Iowa Acts, ch. 175, §9. The

1 program shall provide for the management and disposal of
2 unused, excess, and expired pharmaceuticals. The board of
3 pharmacy may cooperate with the Iowa pharmacy association and
4 may consult with the department and sanitary landfill operators
5 in administering the program.

6 DIVISION XV

7 MEDICAID STATE PLAN — FAMILY PLANNING

8 Sec. 72. MEDICAID STATE PLAN AMENDMENT — FAMILY
9 PLANNING. The department of human services shall amend the
10 medical assistance state plan to include, effective no later
11 than January 1, 2016, the eligibility provisions of the Iowa
12 family planning network section 1115 demonstration waiver in
13 effect on January 1, 2015. The department shall implement
14 the state plan amendment upon receipt of approval by the
15 centers for Medicare and Medicaid services of the United States
16 department of health and human services.

17 Sec. 73. EFFECTIVE DATE. This division of this Act, being
18 deemed of immediate importance, takes effect upon enactment.

19 DIVISION XVI

20 IOWA ABLE SAVINGS PLAN TRUST

21 Sec. 74. NEW SECTION. 12I.1 **Purpose and definitions.**

22 1. The general assembly finds that the general welfare
23 and well-being of the state are directly related to the
24 health, maintenance, independence, and quality of life of its
25 disabled residents, and that a vital and valid public purpose
26 is served by the creation and implementation of programs that
27 encourage and make possible savings to secure funding for
28 disability-related expenses on behalf of individuals with
29 disabilities that will supplement, but not supplant, other
30 benefits provided by various federal, state, and private
31 sources. The creation of the means of encouragement for
32 citizens to invest in such a program represents the carrying
33 out of a vital and valid public purpose. In order to make
34 available to the citizens of the state an opportunity to fund
35 future disability-related expenses of individuals, it is

1 necessary that a public trust be established in which moneys
2 may be invested for payment of future disability-related
3 expenses of an individual.

4 2. As used in this chapter, unless the context otherwise
5 requires:

6 a. "*Account balance limit*" means the maximum allowable
7 aggregate balance of an account established for a designated
8 beneficiary. Account earnings, if any, are included in the
9 account balance limit.

10 b. "*Account owner*" means an individual who enters into a
11 participation agreement under this chapter for the payment
12 of qualified disability expenses on behalf of a designated
13 beneficiary.

14 c. "*Contracting state*" means the same as defined in section
15 529A of the Internal Revenue Code.

16 d. "*Designated beneficiary*" means an individual who is a
17 resident of this state or a resident of a contracting state and
18 who meets the definition of "*eligible individual*" in section
19 529A of the Internal Revenue Code.

20 e. "*Internal Revenue Code*" means the Internal Revenue Code
21 of 1986, as amended, and regulations promulgated thereunder.

22 f. "*Iowa ABLE savings plan trust*" or "*trust*" means the trust
23 created under section 12I.2.

24 g. "*Participation agreement*" means an agreement between the
25 account owner and the trust entered into under this chapter.

26 h. "*Qualified ABLE program*" means the same as defined in
27 section 529A of the Internal Revenue Code.

28 i. "*Qualified disability expenses*" means the same as defined
29 in section 529A of the Internal Revenue Code.

30 j. "*Resident*" shall be defined by rules adopted by the
31 treasurer of state. The rules shall determine residency in
32 such manner as may be required or permitted under section
33 529A of the Internal Revenue Code, or, in the absence of any
34 guidance under federal law, as the treasurer of state deems
35 advisable for the purpose of satisfying the requirements of

1 section 529A of the Internal Revenue Code.

2 Sec. 75. NEW SECTION. 12I.2 Creation of Iowa ABLE savings
3 plan trust.

4 An Iowa ABLE savings plan trust is created. The treasurer of
5 state is the trustee of the trust, and has all powers necessary
6 to carry out and effectuate the purposes, objectives, and
7 provisions of this chapter pertaining to the trust, including
8 the power to do all of the following:

9 1. Make and enter into contracts necessary for the
10 administration of the trust created under this chapter.

11 2. Enter into agreements with this state or any other
12 state, or any federal or other state agency, or other entity as
13 required to implement this chapter.

14 3. Carry out the duties and obligations of the trust
15 pursuant to this chapter.

16 4. Accept any grants, gifts, legislative appropriations,
17 and other moneys from the state, any unit of federal, state, or
18 local government, or any other person, firm, partnership, or
19 corporation which the treasurer of state shall deposit into the
20 administrative fund or program fund.

21 5. Participate in any federal, state, or local governmental
22 program for the benefit of the trust.

23 6. Procure insurance against any loss in connection with the
24 property, assets, or activities of the trust.

25 7. Enter into participation agreements with account owners.

26 8. Make payments to designated beneficiaries pursuant to
27 participation agreements.

28 9. Make refunds to account owners upon the termination
29 of participation agreements, and partial nonqualified
30 distributions to account owners, pursuant to this chapter and
31 the limitations and restrictions set forth in this chapter.

32 10. Invest moneys from the program fund in any investments
33 that are determined by the treasurer of state to be
34 appropriate.

35 11. Engage investment advisors, if necessary, to assist in

1 the investment of trust assets.

2 12. Contract for goods and services and engage personnel
3 as necessary, including consultants, actuaries, managers,
4 legal counsel, and auditors for the purpose of rendering
5 professional, managerial, and technical assistance and advice
6 to the treasurer of state regarding trust administration and
7 operation.

8 13. Establish, impose, and collect administrative fees
9 and charges in connection with transactions of the trust, and
10 provide for reasonable service charges, including penalties for
11 cancellations and late payments with respect to participation
12 agreements.

13 14. Administer the funds of the trust.

14 15. Prepare and file reports and notices.

15 16. Enter into agreements with contracting states to permit
16 residents of the contracting state to participate in the Iowa
17 ABLE savings plan trust.

18 17. Adopt rules pursuant to chapter 17A for the
19 administration of this chapter.

20 Sec. 76. NEW SECTION. 12I.3 Participation agreements for
21 trust.

22 On or after July 1, 2016, the trust may enter into
23 participation agreements with account owners pursuant to the
24 following terms and agreements:

25 1. *a.* Unless otherwise permitted under section 529A of the
26 Internal Revenue Code, the treasurer of state shall allow only
27 one participation agreement per designated beneficiary.

28 *b.* Unless otherwise permitted under section 529A of the
29 Internal Revenue Code, the account owner must also be the
30 designated beneficiary of the account. However, a trustee or
31 legal guardian may be designated as custodian of an account for
32 a designated beneficiary who is a minor or who lacks capacity
33 to enter into a participation agreement if such designation is
34 not prohibited under section 529A of the Internal Revenue Code.

35 *c.* The treasurer of state shall set an annual contribution

1 limit and account balance limit to maintain compliance with
2 section 529A of the Internal Revenue Code. A contribution
3 shall not be permitted to the extent it exceeds the annual
4 contribution limit or causes the aggregate balance of the
5 account established for the designated beneficiary to exceed
6 the applicable account balance limit.

7 *d.* The maximum amount that may be deducted per year for
8 Iowa income tax purposes by an individual for contributions on
9 behalf of any one designated beneficiary that is a resident
10 of this state shall not exceed the maximum deductible amount
11 determined for the year pursuant to section 12D.3, subsection
12 1, paragraph "a".

13 *e.* Participation agreements may be amended to provide
14 for adjusted levels of contributions based upon changed
15 circumstances or changes in disability-related expenses.

16 *f.* Any person may make contributions pursuant to a
17 participation agreement on behalf of a designated beneficiary
18 under rules adopted by the treasurer of state.

19 2. The execution of a participation agreement by the trust
20 shall not guarantee in any way that future disability-related
21 expenses will be equal to projections and estimates provided by
22 the trust or that the account owner or designated beneficiary
23 is guaranteed any of the following:

24 *a.* A return of principal.

25 *b.* A rate of interest or other return from the trust.

26 *c.* Payment of interest or other return from the trust.

27 3. *a.* A designated beneficiary under a participation
28 agreement may be changed as permitted under rules adopted by
29 the treasurer of state upon written request of the account
30 owner as long as such change would be permitted by section 529A
31 of the Internal Revenue Code.

32 *b.* Participation agreements may otherwise be freely amended
33 throughout their terms in order to enable account owners to
34 increase or decrease the level of participation, change the
35 designated beneficiary, and carry out similar matters as

1 authorized by rule.

2 4. Each participation agreement shall provide that the
3 participation agreement may be canceled upon the terms and
4 conditions, and upon payment of applicable fees and costs set
5 forth and contained in the rules adopted by the treasurer of
6 state.

7 Sec. 77. NEW SECTION. 12I.4 Program and administrative
8 funds — investment and payment.

9 1. a. The treasurer of state shall segregate moneys
10 received by the trust into two funds: the program fund and the
11 administrative fund.

12 b. All moneys paid by account owners or other persons
13 on behalf of a designated beneficiary in connection with
14 participation agreements shall be deposited as received into
15 separate accounts for each designated beneficiary within the
16 program fund.

17 c. Contributions to the trust made on behalf of designated
18 beneficiaries may only be made in the form of cash.

19 d. An account owner or designated beneficiary is
20 not permitted to provide investment direction regarding
21 contributions or earnings held by the trust.

22 2. Moneys accrued by account owners in the program fund
23 of the trust may be used for payments of qualified disability
24 expenses.

25 3. Moneys in the account of a designated beneficiary may
26 be claimed by the Iowa Medicaid program as provided in section
27 529A(f) of the Internal Revenue Code and subject to limitations
28 imposed by the treasurer of state.

29 4. The trust shall comply with Pub. L. No. 113-295, §103,
30 regarding treatment of ABLE accounts under certain federal
31 programs.

32 5. Moneys in the funds are not subject to section 8.33.
33 Notwithstanding section 12C.7, interest or earnings on moneys
34 in the funds shall be credited to the funds.

35 Sec. 78. NEW SECTION. 12I.5 Cancellation of agreements.

1 An account owner may cancel a participation agreement at
2 will. Upon cancellation of a participation agreement, an
3 account owner shall be entitled to the return of the account
4 owner's account balance.

5 Sec. 79. NEW SECTION. 12I.6 Repayment and ownership of
6 payments and investment income — transfer of ownership rights.

7 1. a. An account owner retains ownership of all
8 contributions made on behalf of a designated beneficiary under
9 a participation agreement up to the date of utilization for
10 payment of qualified disability expenses of the designated
11 beneficiary.

12 b. All income derived from the investment of the
13 contributions made on behalf of a designated beneficiary shall
14 be considered to be held in trust for the benefit of the
15 designated beneficiary.

16 2. In the event the trust is terminated prior to payment of
17 qualified disability expenses for the designated beneficiary,
18 the account owner is entitled to a refund of the account
19 owner's account balance.

20 3. Any amounts which may be paid to any person or persons
21 pursuant to the Iowa ABLE savings plan trust but which are not
22 listed in this section are owned by the trust.

23 4. An account owner may transfer ownership rights to
24 another designated beneficiary, including a gift of the
25 ownership rights to a designated beneficiary who is a minor, in
26 accordance with rules adopted by the treasurer of state and the
27 terms of the participation agreement, so long as the transfer
28 would be permitted by section 529A of the Internal Revenue
29 Code.

30 5. An account owner or designated beneficiary shall not be
31 entitled to utilize any interest in the trust as security for
32 a loan.

33 Sec. 80. NEW SECTION. 12I.7 Reports — annual audited
34 financial report — reports under federal law.

35 1. a. The treasurer of state shall submit an annual

1 audited financial report, prepared in accordance with generally
2 accepted accounting principles, on the operations of the trust
3 by November 1 to the governor and the general assembly.

4 *b.* The annual audit shall be made either by the auditor
5 of state or by an independent certified public accountant
6 designated by the auditor of state and shall include direct and
7 indirect costs attributable to the use of outside consultants,
8 independent contractors, and any other persons who are not
9 state employees.

10 2. The annual audit shall be supplemented by all of the
11 following information prepared by the treasurer of state:

12 *a.* Any related studies or evaluations prepared in the
13 preceding year.

14 *b.* A summary of the benefits provided by the trust,
15 including the number of account owners and designated
16 beneficiaries in the trust, or, if the trust has caused this
17 state to become a contracting state pursuant to section 12I.10,
18 a summary of the benefits provided to Iowa residents by the
19 contracted qualified ABLE program, including the number of
20 account owners and designated beneficiaries in the contracted
21 qualified ABLE program who are Iowa residents.

22 *c.* Any other information deemed relevant by the treasurer of
23 state in order to make a full, fair, and effective disclosure
24 of the operations of the trust or the contracted qualified ABLE
25 program if applicable.

26 3. The treasurer of state shall prepare and submit to the
27 secretary of the United States treasury or other required party
28 any reports, notices, or statements required under section 529A
29 of the Internal Revenue Code.

30 Sec. 81. NEW SECTION. 12I.8 **Tax considerations.**

31 1. For federal income tax purposes, the Iowa ABLE savings
32 plan trust shall be considered a qualified ABLE program exempt
33 from taxation pursuant to section 529A of the Internal Revenue
34 Code and shall be operated so that it meets the requirements of
35 section 529A of the Internal Revenue Code.

1 2. State income tax treatment of the Iowa ABLE savings plan
2 trust shall be as provided in section 422.7, subsections 34 and
3 34A.

4 3. State inheritance tax treatment of interests in Iowa ABLE
5 savings plans shall be as provided in section 450.4, subsection
6 9.

7 Sec. 82. NEW SECTION. **12I.9 Property rights to assets in**
8 **trust.**

9 1. The assets of the trust shall at all times be preserved,
10 invested, and expended solely and only for the purposes of the
11 trust and shall be held in trust for the account owners and
12 designated beneficiaries.

13 2. Except as provided in section 12I.4, subsection 3, no
14 property rights in the trust shall exist in favor of the state.

15 3. Except as provided in section 12I.4, subsection 3, the
16 assets of the trust shall not be transferred or used by the
17 state for any purposes other than the purposes of the trust.

18 Sec. 83. NEW SECTION. **12I.10 Implementation as a**
19 **contracting state — tax considerations.**

20 1. The general assembly acknowledges that section 529A of
21 the Internal Revenue Code permits access to qualified ABLE
22 programs by residents of a state without such a program. The
23 general assembly finds that becoming a contracting state may
24 accomplish the public purpose set forth in section 12I.1,
25 subsection 1, in the same manner as if the qualified ABLE
26 program under the Iowa ABLE savings plan trust were to be
27 implemented and administered by this state. To that end,
28 the treasurer of state, as trustee of the trust, may defer
29 implementation of the qualified ABLE program under the trust
30 and alternatively cause this state to become a contracting
31 state by entering into an agreement with another state with a
32 qualified ABLE program to provide Iowa residents access to that
33 state's qualified ABLE program. The trust shall not enter into
34 an agreement pursuant to this section unless the treasurer,
35 as trustee of the trust, determines that all of the following

1 requirements are satisfied:

2 *a.* The program is a qualified ABLE program.

3 *b.* The qualified ABLE program provides comparable benefits
4 and protections to Iowa residents as would be provided under
5 the Iowa ABLE savings plan trust.

6 *c.* That entering into an agreement for access to the
7 qualified ABLE program would not result in increased costs to
8 the state or to account owners and designated beneficiaries as
9 compared to the costs of implementing and administering the
10 qualified ABLE program under the Iowa ABLE savings plan trust.

11 *d.* The qualified ABLE program will be audited annually by
12 an independent certified public accountant or by the state
13 auditor, or similar public official, of the state that has
14 implemented the qualified ABLE program.

15 *e.* The qualified ABLE program will provide information to
16 the treasurer of state as trustee of the trust so as to allow
17 the trustee to fulfill the reporting requirements in section
18 12I.7.

19 2. *a.* The maximum amount that may be deducted per year for
20 Iowa income tax purposes by an individual for contributions on
21 behalf of any one designated beneficiary that is a resident of
22 this state to the qualified ABLE program with which the state
23 has contracted pursuant to this section shall not exceed the
24 maximum deductible amount determined for the year pursuant to
25 section 12D.3, subsection 1, paragraph "a".

26 *b.* State income tax treatment of the qualified ABLE program
27 with which the state has contracted pursuant to this section
28 shall be as provided in section 422.7, subsections 34 and 34A.

29 3. State inheritance tax treatment of interests in the
30 qualified ABLE program with which the state has contracted
31 pursuant to this section shall be as provided in section 450.4,
32 subsection 9.

33 Sec. 84. NEW SECTION. 12I.11 Construction.

34 This chapter shall be construed liberally in order to
35 effectuate its purpose.

1 Sec. 85. Section 422.7, Code 2015, is amended by adding the
2 following new subsections:

3 NEW SUBSECTION. 34. *a.* Subtract the amount contributed
4 during the tax year on behalf of a designated beneficiary
5 that is a resident of this state to the Iowa ABLE savings
6 plan trust or to the qualified ABLE program with which the
7 state has contracted pursuant to section 12I.10, not to exceed
8 the maximum contribution level established in section 12I.3,
9 subsection 1, paragraph "d", or section 12I.10, subsection 2,
10 paragraph "a", as applicable.

11 *b.* Add the amount resulting from the cancellation of a
12 participation agreement refunded to the taxpayer as an account
13 owner in the Iowa ABLE savings plan trust or the qualified
14 ABLE program with which the state has contracted pursuant to
15 section 12I.10 to the extent previously deducted pursuant
16 to this subsection by the taxpayer or any other person as a
17 contribution to the trust or qualified ABLE program.

18 *c.* Add the amount resulting from a withdrawal made by a
19 taxpayer from the Iowa ABLE savings plan trust or the qualified
20 ABLE program with which the state has contracted pursuant to
21 section 12I.10 for purposes other than the payment of qualified
22 disability expenses to the extent previously deducted pursuant
23 to this subsection by the taxpayer or any other person as a
24 contribution to the trust or qualified ABLE program.

25 NEW SUBSECTION. 34A. Subtract, to the extent included,
26 income from interest and earnings received from the Iowa ABLE
27 savings plan trust created in chapter 12I, or received by a
28 resident account owner from a qualified ABLE program with which
29 the state has contracted pursuant to section 12I.10.

30 Sec. 86. Section 450.4, Code 2015, is amended by adding the
31 following new subsection:

32 NEW SUBSECTION. 9. On the value of any interest in the Iowa
33 ABLE savings plan trust created in chapter 12I, or any interest
34 held by a resident account owner in a qualified ABLE program
35 with which the state has contracted pursuant to section 12I.10.

1 Sec. 87. CONTINGENT IMPLEMENTATION. The implementation of
2 chapter 12I as enacted in this division of this Act is subject
3 to an appropriation with the stated purpose of the Iowa ABLE
4 Savings Plan Trust.

5 Sec. 88. APPLICABILITY. The section of this division of
6 this Act amending section 450.4 applies to estates of decedents
7 dying on or after January 1, 2016.

8 Sec. 89. APPLICABILITY. The section of this division of
9 this Act amending section 422.7 applies to tax years beginning
10 on or after January 1, 2016.

11 DIVISION XVII

12 STATE CHILD CARE ASSISTANCE — INCOME ELIGIBILITY

13 Sec. 90. Section 237A.13, subsection 7, paragraph c, Code
14 2015, is amended to read as follows:

15 c. Families with an income of more than one hundred
16 percent but not more than one hundred ~~forty-five~~ sixty percent
17 of the federal poverty level whose members, for at least
18 twenty-eight hours per week in the aggregate, are employed
19 or are participating at a satisfactory level in an approved
20 training program or educational program.

21 Sec. 91. DIRECTIVE TO DEPARTMENT OF HUMAN SERVICES ON
22 CHILD CARE ASSISTANCE. The department of human services shall
23 amend its administrative rules relating to income eligibility
24 for state child care assistance, according to family size for
25 children needing basic care, to families whose nonexempt gross
26 monthly income does not exceed 160 percent of the federal
27 poverty level.

28 DIVISION XVIII

29 COUNTY MENTAL HEALTH AND DISABILITIES SERVICES FUNDING —
30 EQUALIZATION AND MEDICAID OFFSET

31 Sec. 92. Section 331.424A, subsection 8, unnumbered
32 paragraph 1, Code 2015, is amended to read as follows:

33 Notwithstanding subsection 6, for the fiscal years beginning
34 July 1, 2013, July 1, 2014, ~~and~~ July 1, 2015, and July 1, 2016,
35 county revenues from taxes levied by the county and credited

1 to the county services fund shall not exceed the lower of the
2 following amounts:

3 Sec. 93. Section 426B.3, subsection 1, Code 2015, is amended
4 to read as follows:

5 1. For the fiscal years beginning July 1, 2013, July
6 1, 2014, ~~and~~ July 1, 2015, and July 1, 2016, the state and
7 county funding for the mental health and disability services
8 administered or paid for by counties shall be provided based on
9 a statewide per capita expenditure target amount computed in
10 accordance with this section and section 331.424A.

11 Sec. 94. Section 426B.3, subsection 4, paragraph a, Code
12 2015, is amended to read as follows:

13 a. For the fiscal years beginning July 1, 2013, July 1,
14 2014, ~~and~~ July 1, 2015, and July 1, 2016, a county with a county
15 population expenditure target amount that exceeds the amount
16 of the county's base year expenditures for mental health and
17 disabilities services shall receive an equalization payment for
18 the difference.

19 Sec. 95. Section 426B.3, subsection 5, Code 2015, is amended
20 by striking the subsection.

21 DIVISION XIX

22 MEDICAID OFFSET PAYMENTS — PROPERTY TAX RELIEF FUND

23 APPROPRIATIONS

24 Sec. 96. MEDICAID OFFSET PAYMENTS — PROPERTY TAX RELIEF
25 FUND APPROPRIATION.

26 1. Of the moneys credited to the property tax relief fund
27 pursuant to section 426B.3, subsection 5, paragraph "e",
28 subparagraph (1), Code 2015, in the fiscal year beginning July
29 1, 2014, and ending June 30, 2015, there is appropriated to the
30 department of human services for the fiscal year beginning July
31 1, 2015, and ending June 30, 2016, the following amounts, to be
32 used for the purposes designated, notwithstanding any contrary
33 provision of chapter 426B:

34 a. For reductions in the waiting lists of all medical
35 assistance home and community-based services waivers:

1 \$ 5,092,000

2 b. For allocation to the department on aging for a grant
3 to a nationally affiliated organization providing support and
4 education to people living with Alzheimer's disease and other
5 related dementias to be used for a statewide public awareness
6 campaign regarding the signs of Alzheimer's disease and other
7 related dementias and the resources available to such people:

8 \$ 100,000

9 c. For development of an application for a planning
10 grant through the substance abuse and mental health services
11 administration of the United States department of health
12 and human services to participate in a two-year pilot for
13 certified community behavioral health clinics under the federal
14 Protecting Access to Medicare Act of 2014, Pub. L. No. 113-93:
15 \$ 240,000

16 The department may use the funds allocated pursuant to this
17 paragraph to contract for necessary support to develop and
18 submit the application for the planning grant.

19 2. Of the moneys credited to the property tax relief
20 fund pursuant to section 426B.3, subsection 5, paragraph e,
21 subparagraph (1), Code 2015, in the fiscal year beginning July
22 1, 2014, and ending June 30, 2015, there is appropriated to
23 the department of human services for the fiscal year beginning
24 July 1, 2015, and ending June 30, 2016, the following amount,
25 or so much thereof as is necessary, to be used for the purpose
26 designated:

27 a. For distribution to a mental health and disability
28 services region where 25 percent of a region's projected
29 expenditures exceeds the region's projected fund balance:

30 \$ 4,554,651

31 b. For purposes of this section:

32 (1) "Available funds" means a county mental health and
33 services fund balance on June 30, 2015, plus the maximum amount
34 a county was allowed to levy for the fiscal year beginning July
35 1, 2015.

1 (2) "Projected expenditures" means the actual expenditures
 2 of a mental health and disability services region as of June
 3 30, 2015, multiplied by an annual inflation rate equal to
 4 2 percent plus the projected costs for core services and
 5 additional core services administered by the region as provided
 6 in a region's regional service system management plan approved
 7 pursuant to section 331.393 for the fiscal year beginning July
 8 1, 2015.

9 (3) "Projected fund balance" means the difference between a
 10 mental health and disability services region's available funds
 11 and projected expenditures.

12 c. If sufficient funds are not available to implement this
 13 subsection, the department of human services shall distribute
 14 funds to a region in proportion to the availability of funds.

15 DIVISION XX

16 PROPERTY TAX RELIEF FUND — BLOCK GRANT MONEYS — MENTAL HEALTH
 17 INSTITUTES

18 Sec. 97. MENTAL HEALTH INSTITUTES. The moneys transferred
 19 to the property tax relief fund for the fiscal year beginning
 20 July 1, 2015, from the federal social services block grant
 21 pursuant to 2015 Iowa Acts, House File 630, if enacted, and
 22 from the federal temporary assistance for needy families block
 23 grant, totaling at least \$11,774,275, are appropriated to the
 24 department of human services for the fiscal year beginning July
 25 1, 2015, and ending June 30, 2016, to be used for the purposes
 26 designated:

27 1. For the state mental health institute at Clarinda for
 28 salaries, support, maintenance, and miscellaneous purposes:
 29 \$ 4,836,507
 30 2. For the state mental health institute at Mount Pleasant
 31 for salaries, support, maintenance, and miscellaneous purposes,
 32 and for not more than the following full-time equivalent
 33 positions:
 34 \$ 6,937,768
 35 FTEs 97.68

1 DIVISION XXI

2 STUDY — CHILD WELFARE ADVISORY COMMITTEE

3 Sec. 98. STUDY — CHILD WELFARE ADVISORY COMMITTEE. The
4 child welfare advisory committee of the council on human
5 services established pursuant to section 217.3A shall study
6 procedures in the department of human services for receiving
7 complaints from families involved in guardianship, placement,
8 and custody proceedings; the specificity and clarity of court
9 orders issued in foster care placements pursuant to the State
10 of Iowa Primary Review of Tit. IV-E Foster Care Eligibility
11 Report of Findings for October 1, 2012, through March 31, 2013;
12 caseload trends of social workers, including an analysis of how
13 Iowa compares nationally and with best practices as defined
14 by national associations; and immunity provisions for social
15 workers employed by the department of human services and basic
16 qualifications of social workers employed by the department
17 of human services. The committee shall submit a report with
18 findings and recommendations to the governor and general
19 assembly on or before December 15, 2015.

20 DIVISION XXII

21 COVERAGE OF SERVICES PROVIDED BY A PHYSICAL THERAPIST,
22 OCCUPATIONAL THERAPIST, OR SPEECH PATHOLOGIST

23 Sec. 99. NEW SECTION. 514C.30 **Services provided by**
24 **a physical therapist, occupational therapist, or speech**
25 **pathologist.**

26 1. Notwithstanding the uniformity of treatment requirements
27 of section 514C.6, a policy, contract, or plan providing
28 for third-party payment or prepayment of health or medical
29 expenses shall not impose a copayment or coinsurance amount
30 on an insured for services provided by a physical therapist
31 licensed pursuant to chapter 148A, by an occupational therapist
32 licensed pursuant to chapter 148B, or by a speech pathologist
33 licensed pursuant to 154F that is greater than the copayment or
34 coinsurance amount imposed on the insured for services provided
35 by a person engaged in the practice of medicine and surgery

1 or osteopathic medicine and surgery under chapter 148 for the
2 same or a similar diagnosed condition even if a different
3 nomenclature is used to describe the condition for which the
4 services are provided.

5 2. This section applies to the following classes of
6 third-party payment provider policies, contracts, or plans
7 delivered, issued for delivery, continued, or renewed in this
8 state on or after July 1, 2015:

9 a. Individual or group accident and sickness insurance
10 providing coverage on an expense-incurred basis.

11 b. An individual or group hospital or medical service
12 contract issued pursuant to chapter 509, 514, or 514A.

13 c. An individual or group health maintenance organization
14 contract regulated under chapter 514B.

15 d. A plan established pursuant to chapter 509A for public
16 employees.

17 e. An organized delivery system licensed by the director of
18 public health.

19 3. This section shall not apply to accident-only,
20 specified disease, short-term hospital or medical, hospital
21 confinement indemnity, credit, dental, vision, Medicare
22 supplement, long-term care, basic hospital and medical-surgical
23 expense coverage as defined by the commissioner, disability
24 income insurance coverage, coverage issued as a supplement
25 to liability insurance, workers' compensation or similar
26 insurance, or automobile medical payment insurance.

27 DIVISION XXIII

28 CHILDREN'S MENTAL HEALTH AND WELL-BEING WORKGROUP

29 Sec. 100. CHILDREN'S MENTAL HEALTH AND WELL-BEING
30 WORKGROUP. The department of human services, in cooperation
31 with the departments of education and public health, shall
32 facilitate a workgroup of stakeholders to study and make
33 recommendations relating to children's mental health and
34 well-being in this state. The issues that may be considered
35 by the workgroup include developing a strategic plan for

1 data systems to provide for a comprehensive analysis of
2 the mental health and well-being of children in this state;
3 creating a comprehensive system of care for children that
4 incorporates a coordinated response to mental health issues
5 across many disciplines including education, public health,
6 mental health, child welfare, and child welfare systems
7 and services and that specifically addresses the effects of
8 adverse childhood experiences and extreme child poverty and
9 homelessness; and building interdepartmental awareness of
10 issues relating to child mental health and well-being and
11 creating interdepartmental strategies for helping improve
12 child mental health and well-being and understanding impacts
13 on education and employment outcomes; examining child care
14 quality and affordability; and determining how government can
15 create community partnerships to help address issues of child
16 mental health and well-being. In carrying out the charge
17 of the workgroup, the workgroup shall review a 2014 report
18 by the children's defense fund on the state of America's
19 children containing the most recent and reliable national and
20 state-by-state data on many complex issues affecting children's
21 health and well-being, including data on more than 7,000
22 homeless public school students in Iowa. The workgroup shall
23 develop and recommend proactive strategies across state systems
24 to address these most complex needs impacting children's mental
25 health and well-being which will also aid different populations
26 of children with fewer challenges. The workgroup shall submit
27 a report on the study and make recommendations to the governor
28 and the general assembly on or before December 15, 2015.

DIVISION XXIV

PREVENTION OF DISABILITIES POLICY COUNCIL

31 Sec. 101. NEW SECTION. 225B.101 Findings and intent.

32 1. The general assembly finds that:

33 a. Between ten and twenty percent of Iowans have a
34 disability that affects their ability to learn, work,
35 communicate, perform activities of daily living, and

1 participate in everyday community life. These disabilities
2 are the result of genetics, environmental factors, injury, or
3 illness; may occur at any point in life; may be mild, severe,
4 or intermittent; and are often very costly for the individuals
5 affected, their families, and government both in terms of
6 quality of life and financial expenditures.

7 *b.* Most disabilities are due to conditions that can be
8 prevented, can be minimized if recognized and treated early, or
9 can be reduced through appropriate accommodation.

10 *c.* A need exists to optimize the use of cost-effective
11 prevention of disability strategies in state policies and
12 programs in order to reduce the cost of disabilities to Iowa's
13 citizens and government.

14 2. It is the intent of the general assembly to establish
15 a structure and process to identify opportunities to enhance
16 prevention of disability efforts in Iowa, design cross-agency
17 strategies to address the prevention of disabilities, integrate
18 and coordinate proven prevention of disability strategies
19 within state programs, and inform the general assembly about
20 priority prevention of disability policies and programs.

21 Sec. 102. NEW SECTION. **225B.102 Definitions.**

22 As used in this chapter, unless the context otherwise
23 requires:

24 1. "*Council*" means the prevention of disabilities policy
25 council.

26 2. "*Disability*" means an individual who meets the definition
27 in 42 U.S.C. §12102.

28 3. "*Prevention*" activities include policies, programs, and
29 practices that do any of the following:

30 *a.* Prevent a disability or a condition that leads to a
31 disability from occurring.

32 *b.* Identify a disability or a condition that leads to a
33 disability early on so that intervention can eliminate the risk
34 of a disability or minimize the disability's effect.

35 *c.* Reduce the effects of a disability on an individual's

1 health and independence.

2 Sec. 103. NEW SECTION. **225B.103 Prevention of disabilities**
3 **policy council established — membership — duties.**

4 1. A prevention of disabilities policy council is
5 established to focus state prevention of disability efforts
6 and provide oversight in the development and operation of a
7 coordinated prevention of disabilities system. The council
8 shall consist of the following members:

9 *a.* Three providers of disability prevention services
10 appointed by the governor and confirmed by the senate. The
11 governor may consider recommendations from the prevention of
12 disabilities policy council in making appointments.

13 *b.* Three persons with expertise in priority prevention areas
14 appointed by the governor and confirmed by the senate. The
15 governor may consider recommendations from the prevention of
16 disabilities policy council in making appointments.

17 *c.* Three persons with disabilities or family members
18 of a person with disabilities appointed by the governor,
19 and confirmed by the senate. The governor may consider
20 recommendations from the prevention of disabilities policy
21 council in making appointments.

22 *d.* One representative each from the department on aging,
23 department of education, department of human services, and
24 department of public health appointed by the directors of the
25 respective agencies.

26 *e.* Two members of the senate appointed by the senate
27 majority leader and minority leader and two members of the
28 house of representatives appointed by the speaker of the house
29 and the house minority leader.

30 2. Members of the council appointed by the governor shall
31 serve three-year staggered terms for terms beginning and ending
32 as provided in section 69.19. Members representing the state
33 departments shall serve one-year terms and shall serve as ex
34 officio, nonvoting members. Members of the general assembly
35 appointed to the council shall serve two-year terms as provided

1 in section 69.16B and shall serve as ex officio, nonvoting
2 members. Vacancies on the council shall be filled in the same
3 manner as original appointments. Members are entitled to
4 reimbursement of actual expenses incurred in performance of
5 their official duties.

6 3. The council shall do all of the following:

7 a. Review the prevention of disabilities activities of
8 public and private entities and provide recommendations to
9 optimize the planning, implementation, and evaluation of
10 prevention of disabilities efforts.

11 b. Promote cooperative and complementary planning among the
12 public, nonpublic, and volunteer sectors involved in prevention
13 of disabilities activities.

14 c. Facilitate coordination of prevention of disabilities
15 activities among state departments to develop an integrated
16 system of care.

17 d. Provide support and technical assistance to public
18 or nonpublic entities to identify, seek, implement, and
19 evaluate state, federal, and private grants for prevention of
20 disabilities activities.

21 e. Encourage research into the causes and prevention of
22 disabilities, including methods to evaluate the effectiveness
23 of prevention efforts.

24 f. Promote professional and provider training in
25 evidence-based prevention of disabilities measures and assure
26 adequate dissemination of such to appropriate entities.

27 g. Submit to the governor and general assembly annually by
28 November 1 a report that includes all of the following:

29 (1) A summary of all disabilities prevention activities
30 conducted since the preceding annual report.

31 (2) Recommendations for policy and priorities for the
32 prevention of disabilities.

33 4. The council shall meet at least six times during the
34 year. A majority of the members of the council constitutes a
35 quorum and a quorum is necessary to act on matters within the

1 purview of the council.

2 Sec. 104. NEW SECTION. **225B.104 Rules.**

3 The department of human services shall adopt and update
4 administrative rules as necessary to implement the provisions
5 of this chapter. All rules adopted by the department of human
6 services pursuant to this section are subject to approval by
7 the council.

8 Sec. 105. NEW SECTION. **225B.105 Coordination with state**
9 **agencies.**

10 1. The directors or deputy directors of the state
11 departments on aging, and of education, human services, and
12 public health shall meet at least annually with the council and
13 shall do all of the following:

14 a. Provide an update to the council regarding the status
15 of prevention of disabilities policies and programs with
16 each respective department and provide recommendations about
17 priorities the council should consider in the next year.

18 b. Receive new policy and program recommendations from the
19 council regarding the prevention of disabilities.

20 2. The council may seek and receive data from state
21 departments that will aid in developing, implementing, and
22 evaluating prevention of disabilities efforts and systems in
23 Iowa.

24 Sec. 106. NEW SECTION. **225B.106 Coordination with**
25 **disability groups.**

26 The chairpersons and designated staff of chairpersons of
27 public and private state disabilities prevention groups shall
28 meet with the council at least annually to do all of the
29 following:

30 1. Identify ways to incorporate prevention of disabilities
31 activities within Iowa's disabilities services system.

32 2. Assist in developing a policy agenda for prevention of
33 disabilities services system improvements.

34 Sec. 107. NEW SECTION. **225B.107 Evaluation.**

35 The state's prevention of disability effort and the council

1 are subject to review and evaluation by the governor and the
2 general assembly.

3

DIVISION XXV

4 FACILITY FOR PERSONS WITH AGGRESSIVE OR PSYCHIATRIC BEHAVIORS

5

— INTERIM COMMITTEE

6 Sec. 108. FACILITY FOR PERSONS WITH AGGRESSIVE OR

7 PSYCHIATRIC BEHAVIORS — INTERIM COMMITTEE — REPORT.

8 1. The legislative council is requested to establish an
9 interim study committee relating to the establishment of one
10 or more facilities to provide care and treatment for persons
11 who are sexually aggressive, combative, or who have unmet
12 geropsychiatric needs.

13 2. The study committee shall be composed of ten members
14 of the general assembly. Five members shall be members of
15 the senate, three of whom shall be appointed by the majority
16 leader of the senate, and two of whom shall be appointed by
17 the minority leader of the senate. Five members shall be
18 members of the house of representatives, three of whom shall
19 be appointed by the speaker of the house of representatives,
20 and two of whom shall be appointed by the minority leader of
21 the house of representatives.

22 3. The study committee shall receive testimony from
23 stakeholders with an interest or expertise relating to the
24 care and treatment of persons who are sexually aggressive,
25 combative, or who have unmet geropsychiatric needs including
26 health care providers, long-term care facilities, hospitals,
27 health systems, and other entities; consumers and families of
28 consumers; individuals involved in the delivery and financing
29 of related services and supports; and representatives of
30 agencies responsible for oversight, funding, and regulation of
31 such services and supports.

32 4. The study committee shall specifically address and
33 make recommendations relating to the characteristics of the
34 residents for such a facility and the size of the resident
35 populations to be served; options for creating a new facility

1 or expanding an existing facility; workforce recruitment,
2 training, and compensation issues; requirements that the
3 facility or facilities must meet in order to qualify for
4 Medicaid reimbursement; and any other information deemed
5 appropriate by the committee.

6 5. The study committee shall meet during the 2015
7 legislative interim and shall submit a report and
8 recommendations to the general assembly by January 1, 2016.

9 DIVISION XXVI

10 ANATOMICAL GIFT PUBLIC AWARENESS AND TRANSPLANTATION FUND

11 Sec. 109. Section 142C.15, subsection 4, paragraph c,
12 unnumbered paragraph 1, Code 2015, is amended to read as
13 follows:

14 ~~Not more than fifty percent of the~~ Any unobligated moneys
15 in the fund annually may be expended in the form of grants to
16 transplant recipients, transplant candidates, living organ
17 donors, or to legal representatives on behalf of transplant
18 recipients, transplant candidates, or living organ donors.
19 Transplant recipients, transplant candidates, living organ
20 donors, or the legal representatives of transplant recipients,
21 transplant candidates, or living organ donors shall submit
22 grant applications with supporting documentation provided
23 by a hospital that performs transplants, verifying that the
24 person by or for whom the application is submitted requires a
25 transplant or is a living organ donor and specifying the amount
26 of the costs associated with the following, if funds are not
27 available from any other third-party payor:

28 DIVISION XXVII

29 HOSPITAL AND LONG-TERM CARE PHARMACY PRACTICE —

30 PNEUMOCOCCAL VACCINES — BOARD OF PHARMACY RULES

31 Sec. 110. HOSPITAL AND LONG-TERM CARE PHARMACY PRACTICE —
32 PNEUMOCOCCAL VACCINES — BOARD OF PHARMACY RULES. The board
33 of pharmacy shall adopt rules pursuant to chapter 17A relating
34 to hospital and long-term care pharmacy practices that allow,
35 as authorized by federal law, in addition to influenza and

1 pneumococcal polysaccharide vaccines, that a written or verbal
2 patient-specific medication administration order shall not
3 be required prior to administration to an adult patient of
4 pneumococcal conjugate vaccine pursuant to physician-approved
5 hospital or facility policy and after the patient has been
6 assessed for contraindications.

7 DIVISION XXVIII

8 HEALTHY AND WELL KIDS IN IOWA PROGRAM — CONTINUED ENROLLMENT

9 Sec. 111. Section 514I.8, subsection 3, Code 2015, is
10 amended to read as follows:

11 3. In accordance with the rules adopted by the board, a
12 child may be determined to be presumptively eligible for the
13 program pending a final eligibility determination. Following
14 final determination of eligibility, a child shall be eligible
15 for a twelve-month period. At the end of the twelve-month
16 period, a review of the circumstances of the child's family
17 shall be conducted to establish eligibility and cost sharing
18 for the subsequent twelve-month period. Pending such review
19 of the circumstances of the child's family, the child shall
20 continue to be eligible for and remain enrolled in the same
21 plan if the family complies with requirements to provide
22 information and verification of income, otherwise cooperates
23 in the annual review process, and submits the completed
24 review form and any information necessary to establish
25 continued eligibility in a timely manner in accordance with
26 administrative rules.

27 DIVISION XXIX

28 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS

29 Sec. 112. PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. As a
30 condition of the appropriations in this 2015 Act, the moneys
31 appropriated and any other moneys available shall not be used
32 for payment of a personnel settlement agreement that contains a
33 confidentiality provision intended to prevent public disclosure
34 of the agreement or any terms of the agreement.

35 DIVISION XXX

1 DEPARTMENT ON AGING — FY 2016-2017

2 Sec. 113. DEPARTMENT ON AGING. There is appropriated from
3 the general fund of the state to the department on aging for
4 the fiscal year beginning July 1, 2016, and ending June 30,
5 2017, the following amount, or so much thereof as is necessary,
6 to be used for the purposes designated:

7 For aging programs for the department on aging and area
8 agencies on aging to provide citizens of Iowa who are 60 years
9 of age and older with case management for frail elders, Iowa's
10 aging and disabilities resource center, and other services
11 which may include but are not limited to adult day services,
12 respite care, chore services, information and assistance,
13 and material aid, for information and options counseling for
14 persons with disabilities who are 18 years of age or older,
15 and for salaries, support, administration, maintenance, and
16 miscellaneous purposes, and for not more than the following
17 full-time equivalent positions:

18	\$	5,718,033
19	FTEs	31.00

20 1. Funds appropriated in this section may be used to
21 supplement federal funds under federal regulations. To
22 receive funds appropriated in this section, a local area
23 agency on aging shall match the funds with moneys from other
24 sources according to rules adopted by the department. Funds
25 appropriated in this section may be used for elderly services
26 not specifically enumerated in this section only if approved
27 by an area agency on aging for provision of the service within
28 the area.

29 2. Of the funds appropriated in this section, \$139,973 is
30 transferred to the economic development authority for the Iowa
31 commission on volunteer services to be used for the retired and
32 senior volunteer program.

33 3. a. The department on aging shall establish and enforce
34 procedures relating to expenditure of state and federal funds
35 by area agencies on aging that require compliance with both

1 state and federal laws, rules, and regulations, including but
2 not limited to all of the following:

3 (1) Requiring that expenditures are incurred only for goods
4 or services received or performed prior to the end of the
5 fiscal period designated for use of the funds.

6 (2) Prohibiting prepayment for goods or services not
7 received or performed prior to the end of the fiscal period
8 designated for use of the funds.

9 (3) Prohibiting the prepayment for goods or services
10 not defined specifically by good or service, time period, or
11 recipient.

12 (4) Prohibiting the establishment of accounts from which
13 future goods or services which are not defined specifically by
14 good or service, time period, or recipient, may be purchased.

15 b. The procedures shall provide that if any funds are
16 expended in a manner that is not in compliance with the
17 procedures and applicable federal and state laws, rules, and
18 regulations, and are subsequently subject to repayment, the
19 area agency on aging expending such funds in contravention of
20 such procedures, laws, rules and regulations, not the state,
21 shall be liable for such repayment.

22 4. Of the funds appropriated in this section, at least
23 \$125,000 shall be used to fund the unmet needs identified
24 through Iowa's aging and disability resource center network.

25 5. Of the funds appropriated in this section, at least
26 \$300,000 shall be used to fund home and community-based
27 services through the area agencies on aging that enable older
28 individuals to avoid more costly utilization of residential or
29 institutional services and remain in their own homes.

30 6. Of the funds appropriated in this section, \$425,000
31 shall be used for the purposes of chapter 231E and section
32 231.56A, of which \$162,500 shall be used for the office of
33 substitute decision maker pursuant to chapter 231E, and the
34 remainder shall be distributed equally to the area agencies on
35 aging to administer the prevention of elder abuse, neglect, and

1 exploitation program pursuant to section 231.56A, in accordance
2 with the requirements of the federal Older Americans Act of
3 1965, 42 U.S.C. §3001 et seq., as amended.

4 DIVISION XXXI

5 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2016-2017

6 Sec. 114. OFFICE OF LONG-TERM CARE OMBUDSMAN.

7 1. There is appropriated from the general fund of the state
8 to the office of long-term care ombudsman for the fiscal year
9 beginning July 1, 2016, and ending June 30, 2017, the following
10 amount, or so much thereof as is necessary, to be used for the
11 purposes designated:

12 For salaries, support, administration, maintenance, and
13 miscellaneous purposes, and for not more than the following
14 full-time equivalent positions:

15 \$ 753,392

16 FTEs 21.00

17 2. Of the funds appropriated in this section, \$225,000 shall
18 be used to continue to provide for additional local long-term
19 care ombudsmen.

20 DIVISION XXXII

21 DEPARTMENT OF PUBLIC HEALTH — FY 2016-2017

22 Sec. 115. DEPARTMENT OF PUBLIC HEALTH. There is
23 appropriated from the general fund of the state to the
24 department of public health for the fiscal year beginning July
25 1, 2016, and ending June 30, 2017, the following amounts, or
26 so much thereof as is necessary, to be used for the purposes
27 designated:

28 1. ADDICTIVE DISORDERS

29 For reducing the prevalence of the use of tobacco, alcohol,
30 and other drugs, and treating individuals affected by addictive
31 behaviors, including gambling, and for not more than the
32 following full-time equivalent positions:

33 \$ 13,631,845

34 FTEs 10.00

35 a. (1) Of the funds appropriated in this subsection,

1 \$2,624,181 shall be used for the tobacco use prevention
2 and control initiative, including efforts at the state and
3 local levels, as provided in chapter 142A. The commission
4 on tobacco use prevention and control established pursuant
5 to section 142A.3 shall advise the director of public health
6 in prioritizing funding needs and the allocation of moneys
7 appropriated for the programs and initiatives. Activities
8 of the programs and initiatives shall be in alignment with
9 the United States centers for disease control and prevention
10 best practices for comprehensive tobacco control programs that
11 include the goals of preventing youth initiation of tobacco
12 usage, reducing exposure to secondhand smoke, and promotion of
13 tobacco cessation.

14 (2) (a) Of the funds allocated in this paragraph "a",
15 \$226,534 is transferred to the alcoholic beverages division of
16 the department of commerce for enforcement of tobacco laws,
17 regulations, and ordinances and to engage in tobacco control
18 activities approved by the division of tobacco use prevention
19 and control of the department of public health as specified
20 in the memorandum of understanding entered into between the
21 divisions.

22 (b) For the fiscal year beginning July 1, 2016, and ending
23 June 30, 2017, the terms of the memorandum of understanding,
24 entered into between the division of tobacco use prevention
25 and control of the department of public health and the
26 alcoholic beverages division of the department of commerce,
27 governing compliance checks conducted to ensure licensed retail
28 tobacco outlet conformity with tobacco laws, regulations, and
29 ordinances relating to persons under eighteen years of age,
30 shall continue to restrict the number of such checks to one
31 check per retail outlet, and one additional check for any
32 retail outlet found to be in violation during the first check.

33 b. Of the funds appropriated in this subsection,
34 \$11,007,664 shall be used for problem gambling and
35 substance-related disorder prevention, treatment, and recovery

1 services, including a 24-hour helpline, public information
2 resources, professional training, and program evaluation.

3 (1) Of the funds allocated in this paragraph "b", \$9,451,857
4 shall be used for substance-related disorder prevention and
5 treatment.

6 (a) Of the funds allocated in this subparagraph (1),
7 \$449,650 shall be used for the public purpose of a grant
8 program to provide substance-related disorder prevention
9 programming for children.

10 (i) Of the funds allocated in this subparagraph division
11 (a), \$213,770 shall be used for grant funding for organizations
12 that provide programming for children by utilizing mentors.
13 Programs approved for such grants shall be certified or must
14 be certified within six months of receiving the grant award
15 by the Iowa commission on volunteer services as utilizing the
16 standards for effective practice for mentoring programs.

17 (ii) Of the funds allocated in this subparagraph division
18 (a), \$213,420 shall be used for grant funding for organizations
19 providing programming that includes youth development and
20 leadership services. The programs shall also be recognized as
21 being programs that are scientifically based with evidence of
22 their effectiveness in reducing substance-related disorders in
23 children.

24 (iii) The department of public health shall utilize a
25 request for proposals process to implement the grant program.

26 (iv) All grant recipients shall participate in a program
27 evaluation as a requirement for receiving grant funds.

28 (v) Of the funds allocated in this subparagraph division
29 (a), up to \$22,461 may be used to administer substance-related
30 disorder prevention grants and for program evaluations.

31 (b) Of the funds allocated in this subparagraph
32 (1), \$136,302 shall be used for culturally competent
33 substance-related disorder treatment pilot projects.

34 (i) The department shall utilize the amount allocated
35 in this subparagraph division (b) for at least three pilot

1 projects to provide culturally competent substance-related
2 disorder treatment in various areas of the state. Each pilot
3 project shall target a particular ethnic minority population.
4 The populations targeted shall include but are not limited to
5 African American, Asian, and Latino.

6 (ii) The pilot project requirements shall provide for
7 documentation or other means to ensure access to the cultural
8 competence approach used by a pilot project so that such
9 approach can be replicated and improved upon in successor
10 programs.

11 (2) Of the funds allocated in this paragraph "b", up
12 to \$1,555,807 may be used for problem gambling prevention,
13 treatment, and recovery services.

14 (a) Of the funds allocated in this subparagraph (2),
15 \$1,286,881 shall be used for problem gambling prevention and
16 treatment.

17 (b) Of the funds allocated in this subparagraph (2), up to
18 \$218,926 may be used for a 24-hour helpline, public information
19 resources, professional training, and program evaluation.

20 (c) Of the funds allocated in this subparagraph (2), up
21 to \$50,000 may be used for the licensing of problem gambling
22 treatment programs.

23 (3) It is the intent of the general assembly that from the
24 moneys allocated in this paragraph "b", persons with a dual
25 diagnosis of substance-related disorder and gambling addiction
26 shall be given priority in treatment services.

27 c. Notwithstanding any provision of law to the contrary,
28 to standardize the availability, delivery, cost of delivery,
29 and accountability of problem gambling and substance-related
30 disorder treatment services statewide, the department shall
31 continue implementation of a process to create a system
32 for delivery of treatment services in accordance with the
33 requirements specified in 2008 Iowa Acts, chapter 1187, section
34 3, subsection 4. To ensure the system provides a continuum
35 of treatment services that best meets the needs of Iowans,

1 the problem gambling and substance-related disorder treatment
2 services in any area may be provided either by a single agency
3 or by separate agencies submitting a joint proposal.

4 (1) The system for delivery of substance-related disorder
5 and problem gambling treatment shall include problem gambling
6 prevention.

7 (2) The system for delivery of substance-related disorder
8 and problem gambling treatment shall include substance-related
9 disorder prevention by July 1, 2017.

10 (3) Of the funds allocated in paragraph "b", the department
11 may use up to \$50,000 for administrative costs to continue
12 developing and implementing the process in accordance with this
13 paragraph "c".

14 d. The requirement of section 123.53, subsection 5, is met
15 by the appropriations and allocations made in this division of
16 this Act for purposes of substance-related disorder treatment
17 and addictive disorders for the fiscal year beginning July 1,
18 2016.

19 e. The department of public health shall work with all
20 other departments that fund substance-related disorder
21 prevention and treatment services and all such departments
22 shall, to the extent necessary, collectively meet the state
23 maintenance of effort requirements for expenditures for
24 substance-related disorder services as required under the
25 federal substance-related disorder prevention and treatment
26 block grant.

27 2. HEALTHY CHILDREN AND FAMILIES

28 For promoting the optimum health status for children,
29 adolescents from birth through 21 years of age, and families,
30 and for not more than the following full-time equivalent
31 positions:

32	\$	3,665,801
33	FTEs	13.00

34 a. Of the funds appropriated in this subsection, not more
35 than \$367,421 shall be used for the healthy opportunities for

1 parents to experience success (HOPES)-healthy families Iowa
2 (HFI) program established pursuant to section 135.106. The
3 funding shall be distributed to renew the grants that were
4 provided to the grantees that operated the program during the
5 fiscal year ending June 30, 2016.

6 b. In order to implement the legislative intent stated in
7 sections 135.106 and 256I.9, that priority for home visitation
8 program funding be given to programs using evidence-based or
9 promising models for home visitation, it is the intent of the
10 general assembly to phase in the funding priority in accordance
11 with 2012 Iowa Acts, chapter 1133, section 2, subsection 2,
12 paragraph 0b.

13 c. Of the funds appropriated in this subsection, \$2,456,444
14 shall be used to continue to expand statewide the department's
15 initiative to provide for adequate developmental surveillance
16 and screening during a child's first five years. The funds
17 shall be used first to fully fund the current sites to ensure
18 that the sites are fully operational, with the remaining
19 funds to be used for expansion to additional sites. The full
20 implementation and expansion shall include enhancing the scope
21 of the program through collaboration with the child health
22 specialty clinics to promote healthy child development through
23 early identification and response to both biomedical and social
24 determinants of healthy development; by monitoring child
25 health metrics to inform practice, document long-term health
26 impacts and savings, and provide for continuous improvement
27 through training, education, and evaluation; and by providing
28 for practitioner consultation particularly for children with
29 behavioral conditions and needs. The department of public
30 health shall also collaborate with the Iowa Medicaid enterprise
31 and the child health specialty clinics to integrate the
32 activities of the first five initiative into the establishment
33 of patient-centered medical homes, community utilities,
34 accountable care organizations, and other integrated care
35 models developed to improve health quality and population

1 health while reducing health care costs. To the maximum extent
2 possible, funding allocated in this paragraph shall be utilized
3 as matching funds for medical assistance program reimbursement.

4 d. Of the funds appropriated in this subsection, \$37,320
5 shall be distributed to a statewide dental carrier to provide
6 funds to continue the donated dental services program patterned
7 after the projects developed by the lifeline network to provide
8 dental services to indigent individuals who are elderly or with
9 disabilities.

10 e. Of the funds appropriated in this subsection, \$55,998
11 shall be used for childhood obesity prevention.

12 f. Of the funds appropriated in this subsection, \$81,384
13 shall be used to provide audiological services and hearing
14 aids for children. The department may enter into a contract
15 to administer this paragraph.

16 g. Of the funds appropriated in this subsection, \$12,500 is
17 transferred to the university of Iowa college of dentistry for
18 provision of primary dental services to children. State funds
19 shall be matched on a dollar-for-dollar basis. The university
20 of Iowa college of dentistry shall coordinate efforts with the
21 department of public health, bureau of oral and health delivery
22 systems, to provide dental care to underserved populations
23 throughout the state.

24 h. Of the funds appropriated in this subsection, \$25,000
25 shall be used to address youth suicide prevention.

26 i. Of the funds appropriated in this subsection, \$25,000
27 shall be used to support the Iowa effort to address the survey
28 of children who experience adverse childhood experiences known
29 as ACEs.

30 3. CHRONIC CONDITIONS

31 For serving individuals identified as having chronic
32 conditions or special health care needs, and for not more than
33 the following full-time equivalent positions:

34	\$	2,552,931
35	FTEs	5.00

1 a. Of the funds appropriated in this subsection, \$79,966
2 shall be used for grants to individual patients who have an
3 inherited metabolic disorder to assist with the costs of
4 medically necessary foods and formula.

5 b. Of the funds appropriated in this subsection, \$445,822
6 shall be used for the brain injury services program pursuant to
7 section 135.22B, including for continuation of the contracts
8 for resource facilitator services in accordance with section
9 135.22B, subsection 9, and to enhance brain injury training and
10 recruitment of service providers on a statewide basis. Of the
11 amount allocated in this paragraph, \$47,500 shall be used to
12 fund one full-time equivalent position to serve as the state
13 brain injury services program manager.

14 c. Of the funds appropriated in this subsection, \$273,991
15 shall be used as additional funding to leverage federal funding
16 through the federal Ryan White Care Act, Tit. II, AIDS drug
17 assistance program supplemental drug treatment grants.

18 d. Of the funds appropriated in this subsection, \$74,912
19 shall be used for the public purpose of continuing to contract
20 with an existing national-affiliated organization to provide
21 education, client-centered programs, and client and family
22 support for people living with epilepsy and their families.
23 The amount allocated in this paragraph in excess of \$50,000
24 shall be matched dollar-for-dollar by the organization
25 specified.

26 e. Of the funds appropriated in this subsection, \$392,557
27 shall be used for child health specialty clinics.

28 f. Of the funds appropriated in this subsection, \$200,000
29 shall be used by the regional autism assistance program
30 established pursuant to section 256.35, and administered by
31 the child health specialty clinic located at the university of
32 Iowa hospitals and clinics. The funds shall be used to enhance
33 interagency collaboration and coordination of educational,
34 medical, and other human services for persons with autism,
35 their families, and providers of services, including delivering

1 regionalized services of care coordination, family navigation,
2 and integration of services through the statewide system of
3 regional child health specialty clinics and fulfilling other
4 requirements as specified in chapter 225D. The university of
5 Iowa shall not receive funds allocated under this paragraph for
6 indirect costs associated with the regional autism assistance
7 program.

8 g. Of the funds appropriated in this subsection, \$285,497
9 shall be used for the comprehensive cancer control program to
10 reduce the burden of cancer in Iowa through prevention, early
11 detection, effective treatment, and ensuring quality of life.
12 Of the funds allocated in this paragraph "g", \$75,000 shall
13 be used to support a melanoma research symposium, a melanoma
14 biorepository and registry, basic and translational melanoma
15 research, and clinical trials.

16 h. Of the funds appropriated in this subsection, \$63,225
17 shall be used for cervical and colon cancer screening, and
18 \$150,000 shall be used to enhance the capacity of the cervical
19 cancer screening program to include provision of recommended
20 prevention and early detection measures to a broader range of
21 low-income women.

22 i. Of the funds appropriated in this subsection, \$338,432
23 shall be used for the center for congenital and inherited
24 disorders including to provide for surveillance of stillbirths
25 as defined in section 136A.2.

26 j. Of the funds appropriated in this subsection, \$64,706
27 shall be used for the prescription drug donation repository
28 program created in chapter 135M.

29 k. Of the funds appropriated in this subsection,
30 \$107,632 shall be used by the department of public health
31 for reform-related activities, including but not limited to
32 facilitation of communication to stakeholders at the state and
33 local level, administering the patient-centered health advisory
34 council pursuant to section 135.159, and involvement in health
35 care system innovation activities occurring across the state.

1 1. Of the funds appropriated in this subsection, \$12,500
 2 shall be used for administration of chapter 124D, the medical
 3 cannabidiol Act, or other Code provisions authorizing the
 4 compassionate medical use of cannabis, if enacted by the 2016
 5 regular session of the Eighty-sixth General Assembly.

6 4. COMMUNITY CAPACITY

7 For strengthening the health care delivery system at the
 8 local level, and for not more than the following full-time
 9 equivalent positions:

10	\$	4,359,858
11	FTEs	11.00

12 a. Of the funds appropriated in this subsection, \$49,707
 13 is allocated for continuation of the child vision screening
 14 program implemented through the university of Iowa hospitals
 15 and clinics in collaboration with early childhood Iowa areas.
 16 The program shall submit a report to the individuals identified
 17 in this Act for submission of reports regarding the use of
 18 funds allocated under this paragraph "a". The report shall
 19 include the objectives and results for the program year
 20 including the target population and how the funds allocated
 21 assisted the program in meeting the objectives; the number,
 22 age, and location within the state of individuals served;
 23 the type of services provided to the individuals served; the
 24 distribution of funds based on service provided; and the
 25 continuing needs of the program.

26 b. Of the funds appropriated in this subsection, \$55,328 is
 27 allocated for continuation of an initiative implemented at the
 28 university of Iowa and \$49,952 is allocated for continuation of
 29 an initiative at the state mental health institute at Cherokee
 30 to expand and improve the workforce engaged in mental health
 31 treatment and services. The initiatives shall receive input
 32 from the university of Iowa, the department of human services,
 33 the department of public health, and the mental health and
 34 disability services commission to address the focus of the
 35 initiatives.

1 c. Of the funds appropriated in this subsection, \$582,314
2 shall be used for essential public health services that promote
3 healthy aging throughout one's lifespan, contracted through a
4 formula for local boards of health, to enhance health promotion
5 and disease prevention services.

6 d. Of the funds appropriated in this section, \$49,643 shall
7 be deposited in the governmental public health system fund
8 created in section 135A.8 to be used for the purposes of the
9 fund.

10 e. Of the funds appropriated in this subsection, \$52,724
11 shall be used to continue to address the shortage of mental
12 health professionals in the state.

13 f. Of the funds appropriated in this subsection,
14 \$25,000 shall be used for a grant to a statewide association
15 of psychologists that is affiliated with the American
16 psychological association to be used for continuation of a
17 program to rotate intern psychologists in placements in urban
18 and rural mental health professional shortage areas, as defined
19 in section 135.180.

20 g. (1) Of the funds appropriated in this subsection,
21 \$1,441,485 shall be allocated as a grant to the Iowa primary
22 care association to be used pursuant to section 135.153 for
23 the statewide coordination of the Iowa collaborative safety
24 net provider network. Coordination of the network shall
25 focus on increasing access by underserved populations to
26 health care services, increasing integration of the health
27 system and collaboration across the continuum of care with
28 a focus on safety net services, and enhancing the Iowa
29 collaborative safety net provider network's communication and
30 education efforts. The amount allocated as a grant under this
31 subparagraph (1) shall be used as follows to support the Iowa
32 collaborative safety net provider network goals of increased
33 access, health system integration, and engagement:

34 (a) For distribution to safety net partners in the state
35 that work to increase access of the underserved population to

1 health services:

2 \$ 512,743

3 (i) Of the amount allocated in this subparagraph
4 division (a), up to \$206,708 shall be distributed to the
5 Iowa prescription drug corporation for continuation of the
6 pharmaceutical infrastructure for safety net providers as
7 described in 2007 Iowa Acts, chapter 218, section 108.

8 (ii) Of the amount allocated in this subparagraph division
9 (a), up to \$174,161 shall be distributed to free clinics and
10 free clinics of Iowa for necessary infrastructure, statewide
11 coordination, provider recruitment, service delivery, and
12 provision of assistance to patients in securing a medical home
13 inclusive of oral health care.

14 (iii) Of the amount allocated in this subparagraph
15 division (a), up to \$25,000 shall be distributed to the
16 Iowa coalition against sexual assault to continue a training
17 program for sexual assault response team (SART) members,
18 including representatives of law enforcement, victim advocates,
19 prosecutors, and certified medical personnel.

20 (iv) Of the amount allocated in this subparagraph division
21 (a), up to \$106,874 shall be distributed to the Polk county
22 medical society for continuation of the safety net provider
23 patient access to a specialty health care initiative as
24 described in 2007 Iowa Acts, chapter 218, section 109.

25 (b) For distribution to safety net partners in the
26 state that work to increase health system integration, care
27 coordination, and collaboration across the continuum of care
28 with a focus on safety net services. Such efforts shall
29 include but not be limited to community care coordination team
30 development and integration of medical and behavioral health
31 services. Efforts shall also include working, in conjunction
32 with the department of human services and the department
33 of public health, to support Medicaid managed care efforts
34 inclusive of the state innovation model through the continued
35 development and implementation of community care coordination

1 teams. Implementation of the community care coordination
 2 teams shall be accomplished through a statewide regionally
 3 based network that provides an integrated approach to health
 4 care delivery through care coordination that supports primary
 5 care providers and links patients with community resources
 6 necessary to empower patients in addressing biomedical and
 7 social determinants of health to improve health outcomes:

8 \$ 836,100

9 (c) For distribution to safety net partners in the state
 10 that work to serve as a resource for credible, accurate
 11 information on health care-related needs and services
 12 for vulnerable populations in the state including the
 13 Iowa association of rural health clinics for necessary
 14 infrastructure and service delivery transformation and the Iowa
 15 primary care association to support partner engagement, program
 16 management, and statewide coordination of the network:

17 \$ 92,643

18 (2) The amount allocated under this paragraph "g" shall
 19 not be reduced for administrative or other costs prior to
 20 distribution. The Iowa collaborative safety net provider
 21 network may continue to distribute funds allocated pursuant to
 22 this paragraph "g" through existing contracts or renewal of
 23 existing contracts.

24 (3) For each goal of the Iowa collaborative safety net
 25 provider network, the Iowa primary care association shall
 26 submit a progress report to the individuals designated in this
 27 Act for submission of reports by December 15, 2016, including
 28 progress in developing and implementing the network, how the
 29 funds were distributed and used in developing and implementing
 30 the network, and the remaining needs identified to fully
 31 develop and implement the network.

32 h. Of the funds appropriated in this subsection, \$106,700
 33 shall be used for continuation of the work of the direct care
 34 worker advisory council established pursuant to 2008 Iowa Acts,
 35 chapter 1188, section 69, in implementing the recommendations

1 in the final report submitted by the advisory council to the
2 governor and the general assembly in March 2012.

3 i. (1) Of the funds appropriated in this subsection,
4 \$108,188 shall be used for allocation to an independent
5 statewide direct care worker organization under continuation
6 of the contract in effect during the fiscal year ending June
7 30, 2016.

8 (2) Of the funds appropriated in this subsection, \$37,500
9 shall be used to provide scholarships or other forms of
10 subsidization for direct care worker educational conferences,
11 training, or outreach activities.

12 j. Of the funds appropriated in this subsection, the
13 department may use up to \$29,088 for up to one full-time
14 equivalent position to administer the volunteer health care
15 provider program pursuant to section 135.24.

16 k. Of the funds appropriated in this subsection, \$50,000
17 shall be used for a matching dental education loan repayment
18 program to be allocated to a dental nonprofit health service
19 corporation to continue to develop the criteria and implement
20 the loan repayment program.

21 l. Of the funds appropriated in this subsection, \$52,912 is
22 transferred to the college student aid commission for deposit
23 in the rural Iowa primary care trust fund created in section
24 261.113 to be used for the purposes of the fund.

25 m. Of the funds appropriated in this subsection, \$125,000
26 shall be used for the purposes of the Iowa donor registry as
27 specified in section 142C.18.

28 n. Of the funds appropriated in this subsection, \$50,000
29 shall be used for continuation of a grant to a nationally
30 affiliated volunteer eye organization that has an established
31 program for children and adults and that is solely dedicated to
32 preserving sight and preventing blindness through education,
33 nationally certified vision screening and training, and
34 community and patient service programs. The organization
35 shall submit a report to the individuals identified in this

1 Act for submission of reports regarding the use of funds
2 allocated under this paragraph "n". The report shall include
3 the objectives and results for the program year including
4 the target population and how the funds allocated assisted
5 the program in meeting the objectives; the number, age, and
6 location within the state of individuals served; the type of
7 services provided to the individuals served; the distribution
8 of funds based on services provided; and the continuing needs
9 of the program.

10 o. Of the funds appropriated in this subsection, \$12,500
11 shall be used for the continuation of a wellness council under
12 the direction of the director of public health to increase
13 support for wellness activities in the state.

14 p. Of the funds appropriated in this subsection, \$1,000,000
15 shall be deposited in the medical residency training account
16 created in section 135.175, subsection 5, paragraph "a", and
17 is appropriated from the account to the department of public
18 health to be used for the purposes of the medical residency
19 training state matching grants program as specified in section
20 135.176. However, notwithstanding any provision to the
21 contrary in section 135.176, priority in the awarding of grants
22 shall be given to sponsors that propose preference in the use
23 of the grant funds for psychiatric residency positions and
24 family practice residency positions.

25 q. Of the funds appropriated in this section, \$15,000 shall
26 be used for continuation of a grant to a dental nonprofit
27 health service corporation to support an initiative of the
28 lifelong smiles coalition in developing and testing an oral
29 health specialty training for direct care professionals. The
30 specialty training curriculum shall be developed through a
31 partnership with the university of Iowa college of dentistry
32 and the college of nursing to increase access to and improve
33 oral health care of older Iowans who are homebound or living
34 in nursing facilities, to improve and enhance their overall
35 health, comfort, and dignity.

1 5. HEALTHY AGING

2 To provide public health services that reduce risks and
3 invest in promoting and protecting good health over the
4 course of a lifetime with a priority given to older Iowans and
5 vulnerable populations:

6 \$ 3,648,571

7 6. INFECTIOUS DISEASES

8 For reducing the incidence and prevalence of communicable
9 diseases, and for not more than the following full-time
10 equivalent positions:

11 \$ 667,578

12 FTEs 4.00

13 7. PUBLIC PROTECTION

14 For protecting the health and safety of the public through
15 establishing standards and enforcing regulations, and for not
16 more than the following full-time equivalent positions:

17 \$ 2,169,596

18 FTEs 135.50

19 a. Of the funds appropriated in this subsection, not more
20 than \$227,350 shall be credited to the emergency medical
21 services fund created in section 135.25. Moneys in the
22 emergency medical services fund are appropriated to the
23 department to be used for the purposes of the fund.

24 b. Of the funds appropriated in this subsection, \$101,516
25 shall be used for sexual violence prevention programming
26 through a statewide organization representing programs
27 serving victims of sexual violence through the department's
28 sexual violence prevention program. The amount allocated
29 in this paragraph "b" shall not be used to supplant funding
30 administered for other sexual violence prevention or victims
31 assistance programs.

32 c. Of the funds appropriated in this subsection, \$299,376
33 shall be used for the state poison control center. Pursuant
34 to the directive under 2014 Iowa Acts, chapter 1140, section
35 102, the federal matching funds available to the state poison

1 control center from the department of human services under the
 2 federal Children's Health Insurance Program Reauthorization Act
 3 allotment shall be subject to the federal administrative cap
 4 rule of 10 percent applicable to funding provided under Tit.
 5 XXI of the federal Social Security Act and included within the
 6 department's calculations of the cap.

7 d. Of the funds appropriated in this subsection, \$268,875
 8 shall be used for childhood lead poisoning provisions.

9 8. RESOURCE MANAGEMENT

10 For establishing and sustaining the overall ability of the
 11 department to deliver services to the public, and for not more
 12 than the following full-time equivalent positions:

13	\$	427,536
14	FTEs	4.00

15 The university of Iowa hospitals and clinics under the
 16 control of the state board of regents shall not receive
 17 indirect costs from the funds appropriated in this section.
 18 The university of Iowa hospitals and clinics billings to the
 19 department shall be on at least a quarterly basis.

20 DIVISION XXXIII

21 DEPARTMENT OF VETERANS AFFAIRS — FY 2016-2017

22 Sec. 116. DEPARTMENT OF VETERANS AFFAIRS. There is
 23 appropriated from the general fund of the state to the
 24 department of veterans affairs for the fiscal year beginning
 25 July 1, 2016, and ending June 30, 2017, the following amounts,
 26 or so much thereof as is necessary, to be used for the purposes
 27 designated:

28 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

29 For salaries, support, maintenance, and miscellaneous
 30 purposes, and for not more than the following full-time
 31 equivalent positions:

32	\$	600,273
33	FTEs	15.00

34 2. IOWA VETERANS HOME

35 For salaries, support, maintenance, and miscellaneous

1 purposes:

2 \$ 3,797,498

3 a. The Iowa veterans home billings involving the department
4 of human services shall be submitted to the department on at
5 least a monthly basis.

6 b. If there is a change in the employer of employees
7 providing services at the Iowa veterans home under a collective
8 bargaining agreement, such employees and the agreement shall
9 be continued by the successor employer as though there had not
10 been a change in employer.

11 c. Within available resources and in conformance with
12 associated state and federal program eligibility requirements,
13 the Iowa veterans home may implement measures to provide
14 financial assistance to or on behalf of veterans or their
15 spouses who are participating in the community reentry program.

16 d. The Iowa veterans home expenditure report shall be
17 submitted monthly to the legislative services agency.

18 3. HOME OWNERSHIP ASSISTANCE PROGRAM

19 For transfer to the Iowa finance authority for the
20 continuation of the home ownership assistance program for
21 persons who are or were eligible members of the armed forces of
22 the United States, pursuant to section 16.54:

23 \$ 1,250,000

24 Sec. 117. LIMITATION OF COUNTY COMMISSIONS OF VETERAN
25 AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the
26 standing appropriation in section 35A.16 for the fiscal year
27 beginning July 1, 2016, and ending June 30, 2017, the amount
28 appropriated from the general fund of the state pursuant to
29 that section for the following designated purposes shall not
30 exceed the following amount:

31 For the county commissions of veteran affairs fund under
32 section 35A.16:

33 \$ 495,000

34 DIVISION XXXIV

35 DEPARTMENT OF HUMAN SERVICES — FY 2016-2017

1 Sec. 118. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
2 GRANT. There is appropriated from the fund created in section
3 8.41 to the department of human services for the fiscal year
4 beginning July 1, 2016, and ending June 30, 2017, from moneys
5 received under the federal temporary assistance for needy
6 families (TANF) block grant pursuant to the federal Personal
7 Responsibility and Work Opportunity Reconciliation Act of 1996,
8 Pub. L. No. 104-193, and successor legislation, the following
9 amounts, or so much thereof as is necessary, to be used for the
10 purposes designated:

11 1. To be credited to the family investment program account
12 and used for assistance under the family investment program
13 under chapter 239B:

14 \$ 2,568,498

15 2. To be credited to the family investment program account
16 and used for the job opportunities and basic skills (JOBS)
17 program and implementing family investment agreements in
18 accordance with chapter 239B:

19 \$ 5,069,089

20 3. To be used for the family development and
21 self-sufficiency grant program in accordance with section
22 216A.107:

23 \$ 1,449,490

24 Notwithstanding section 8.33, moneys appropriated in this
25 subsection that remain unencumbered or unobligated at the close
26 of the fiscal year shall not revert but shall remain available
27 for expenditure for the purposes designated until the close of
28 the succeeding fiscal year. However, unless such moneys are
29 encumbered or obligated on or before September 30, 2016, the
30 moneys shall revert.

31 4. For field operations:

32 \$ 15,648,116

33 5. For general administration:

34 \$ 1,872,000

35 6. For state child care assistance:

1 \$ 17,523,555

2 a. Of the funds appropriated in this subsection,

3 \$13,164,049 is transferred to the child care and development

4 block grant appropriation made by the Eighty-sixth General

5 Assembly, 2016 Session, for the federal fiscal year beginning

6 October 1, 2016, and ending September 30, 2017. Of this

7 amount, \$100,000 shall be used for provision of educational

8 opportunities to registered child care home providers in order

9 to improve services and programs offered by this category

10 of providers and to increase the number of providers. The

11 department may contract with institutions of higher education

12 or child care resource and referral centers to provide

13 the educational opportunities. Allowable administrative

14 costs under the contracts shall not exceed 5 percent. The

15 application for a grant shall not exceed two pages in length.

16 b. Any funds appropriated in this subsection remaining

17 unallocated shall be used for state child care assistance

18 payments for families who are employed including but not

19 limited to individuals enrolled in the family investment

20 program.

21 7. For distribution to counties and regions through the

22 property tax relief fund for mental health and disability

23 services as provided in an appropriation made for this purpose:

24 \$ 2,447,026

25 8. For child and family services:

26 \$ 16,042,215

27 9. For child abuse prevention grants:

28 \$ 62,500

29 10. For pregnancy prevention grants on the condition that

30 family planning services are funded:

31 \$ 965,034

32 Pregnancy prevention grants shall be awarded to programs

33 in existence on or before July 1, 2016, if the programs have

34 demonstrated positive outcomes. Grants shall be awarded to

35 pregnancy prevention programs which are developed after July

1 1, 2016, if the programs are based on existing models that
 2 have demonstrated positive outcomes. Grants shall comply with
 3 the requirements provided in 1997 Iowa Acts, chapter 208,
 4 section 14, subsections 1 and 2, including the requirement that
 5 grant programs must emphasize sexual abstinence. Priority in
 6 the awarding of grants shall be given to programs that serve
 7 areas of the state which demonstrate the highest percentage of
 8 unplanned pregnancies of females of childbearing age within the
 9 geographic area to be served by the grant.

10 11. For technology needs and other resources necessary
 11 to meet federal welfare reform reporting, tracking, and case
 12 management requirements:

13 \$ 518,593

14 12. For the family investment program share of the costs to
 15 continue to develop and maintain a new, integrated eligibility
 16 determination system:

17 \$ 3,327,440

18 13. a. Notwithstanding any provision to the contrary,
 19 including but not limited to requirements in section 8.41 or
 20 provisions in 2015 or 2016 Iowa Acts regarding the receipt and
 21 appropriation of federal block grants, federal funds from the
 22 temporary assistance for needy families block grant received by
 23 the state and not otherwise appropriated in this section and
 24 remaining available for the fiscal year beginning July 1, 2016,
 25 are appropriated to the department of human services to the
 26 extent as may be necessary to be used in the following priority
 27 order: the family investment program, for state child care
 28 assistance program payments for families who are employed, and
 29 for the family investment program share of costs to develop and
 30 maintain a new, integrated eligibility determination system.
 31 The federal funds appropriated in this paragraph "a" shall be
 32 expended only after all other funds appropriated in subsection
 33 1 for the assistance under the family investment program,
 34 in subsection 6 for child care assistance, or in subsection
 35 12 for the family investment program share of the costs to

1 continue to develop and maintain a new, integrated eligibility
2 determination system, as applicable, have been expended. For
3 the purposes of this subsection, the funds appropriated in
4 subsection 6, paragraph "a", for transfer to the child care
5 and development block grant appropriation are considered fully
6 expended when the full amount has been transferred.

7 b. The department shall, on a quarterly basis, advise the
8 legislative services agency and department of management of
9 the amount of funds appropriated in this subsection that was
10 expended in the prior quarter.

11 14. Of the amounts appropriated in this section, \$6,481,004
12 for the fiscal year beginning July 1, 2016, is transferred to
13 the appropriation of the federal social services block grant
14 made to the department of human services for that fiscal year.

15 15. For continuation of the program providing categorical
16 eligibility for the food assistance program as specified for
17 the program in the section of this division of this 2016 Act
18 relating to the family investment program account:

19 \$ 12,500

20 16. The department may transfer funds allocated in this
21 section to the appropriations made in this division of this Act
22 for the same fiscal year for general administration and field
23 operations for resources necessary to implement and operate the
24 services referred to in this section and those funded in the
25 appropriation made in this division of this Act for the same
26 fiscal year for the family investment program from the general
27 fund of the state.

28 Sec. 119. FAMILY INVESTMENT PROGRAM ACCOUNT.

29 1. Moneys credited to the family investment program (FIP)
30 account for the fiscal year beginning July 1, 2016, and
31 ending June 30, 2017, shall be used to provide assistance in
32 accordance with chapter 239B.

33 2. The department may use a portion of the moneys credited
34 to the FIP account under this section as necessary for
35 salaries, support, maintenance, and miscellaneous purposes.

1 3. The department may transfer funds allocated in
 2 subsection 4 to the appropriations made in this division of
 3 this Act for the same fiscal year for general administration
 4 and field operations for resources necessary to implement and
 5 operate the family investment program services referred to in
 6 this section and those funded in the appropriation made in this
 7 division of this Act for the same fiscal year for the family
 8 investment program from the general fund of the state.

9 4. Moneys appropriated in this division of this Act and
 10 credited to the FIP account for the fiscal year beginning July
 11 1, 2016, and ending June 30, 2017, are allocated as follows:

12 a. To be retained by the department of human services to
 13 be used for coordinating with the department of human rights
 14 to more effectively serve participants in FIP and other shared
 15 clients and to meet federal reporting requirements under the
 16 federal temporary assistance for needy families block grant:
 17 \$ 10,000

18 b. To the department of human rights for staffing,
 19 administration, and implementation of the family development
 20 and self-sufficiency grant program in accordance with section
 21 216A.107:
 22 \$ 3,196,417

23 (1) Of the funds allocated for the family development
 24 and self-sufficiency grant program in this paragraph "b",
 25 not more than 5 percent of the funds shall be used for the
 26 administration of the grant program.

27 (2) The department of human rights may continue to implement
 28 the family development and self-sufficiency grant program
 29 statewide during fiscal year 2016-2017.

30 (3) The department of human rights may engage in activities
 31 to strengthen and improve family outcomes measures and
 32 data collection systems under the family development and
 33 self-sufficiency grant program.

34 c. For the diversion subaccount of the FIP account:
 35 \$ 407,500

1 A portion of the moneys allocated for the subaccount may
2 be used for field operations, salaries, data management
3 system development, and implementation costs and support
4 deemed necessary by the director of human services in order
5 to administer the FIP diversion program. To the extent
6 moneys allocated in this paragraph "c" are not deemed by the
7 department to be necessary to support diversion activities,
8 such moneys may be used for other efforts intended to increase
9 engagement by family investment program participants in work,
10 education, or training activities.

11 d. For the food assistance employment and training program:
12 \$ 33,294

13 (1) The department shall apply the federal supplemental
14 nutrition assistance program (SNAP) employment and training
15 state plan in order to maximize to the fullest extent permitted
16 by federal law the use of the 50 percent federal reimbursement
17 provisions for the claiming of allowable federal reimbursement
18 funds from the United States department of agriculture
19 pursuant to the federal SNAP employment and training program
20 for providing education, employment, and training services
21 for eligible food assistance program participants, including
22 but not limited to related dependent care and transportation
23 expenses.

24 (2) The department shall continue the categorical federal
25 food assistance program eligibility at 160 percent of the
26 federal poverty level and continue to eliminate the asset test
27 from eligibility requirements, consistent with federal food
28 assistance program requirements. The department shall include
29 as many food assistance households as is allowed by federal
30 law. The eligibility provisions shall conform to all federal
31 requirements including requirements addressing individuals who
32 are incarcerated or otherwise ineligible.

33 e. For the JOBS program:
34 \$ 8,770,199

35 5. Of the child support collections assigned under FIP,

1 an amount equal to the federal share of support collections
 2 shall be credited to the child support recovery appropriation
 3 made in this division of this Act. Of the remainder of the
 4 assigned child support collections received by the child
 5 support recovery unit, a portion shall be credited to the FIP
 6 account, a portion may be used to increase recoveries, and a
 7 portion may be used to sustain cash flow in the child support
 8 payments account. If as a consequence of the appropriations
 9 and allocations made in this section the resulting amounts
 10 are insufficient to sustain cash assistance payments and meet
 11 federal maintenance of effort requirements, the department
 12 shall seek supplemental funding. If child support collections
 13 assigned under FIP are greater than estimated or are otherwise
 14 determined not to be required for maintenance of effort, the
 15 state share of either amount may be transferred to or retained
 16 in the child support payments account.

17 6. The department may adopt emergency rules for the family
 18 investment, JOBS, food assistance, and medical assistance
 19 programs if necessary to comply with federal requirements.

20 Sec. 120. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
 21 is appropriated from the general fund of the state to the
 22 department of human services for the fiscal year beginning July
 23 1, 2016, and ending June 30, 2017, the following amount, or
 24 so much thereof as is necessary, to be used for the purpose
 25 designated:

26 To be credited to the family investment program (FIP)
 27 account and used for family investment program assistance under
 28 chapter 239B:

29 \$ 24,546,938

30 1. Of the funds appropriated in this section, \$3,701,110 is
 31 allocated for the JOBS program.

32 2. Of the funds appropriated in this section, \$1,756,927 is
 33 allocated for the family development and self-sufficiency grant
 34 program.

35 3. Notwithstanding section 8.39, for the fiscal year

1 beginning July 1, 2016, if necessary to meet federal
2 maintenance of effort requirements or to transfer federal
3 temporary assistance for needy families block grant funding
4 to be used for purposes of the federal social services block
5 grant or to meet cash flow needs resulting from delays in
6 receiving federal funding or to implement, in accordance with
7 this division of this Act, activities currently funded with
8 juvenile court services, county, or community moneys and state
9 moneys used in combination with such moneys, the department
10 of human services may transfer funds within or between any
11 of the appropriations made in this division of this Act and
12 appropriations in law for the federal social services block
13 grant to the department for the following purposes, provided
14 that the combined amount of state and federal temporary
15 assistance for needy families block grant funding for each
16 appropriation remains the same before and after the transfer:

- 17 a. For the family investment program.
- 18 b. For child care assistance.
- 19 c. For child and family services.
- 20 d. For field operations.
- 21 e. For general administration.
- 22 f. For distribution to counties or regions through the
23 property tax relief fund for mental health and disability
24 services as provided in an appropriation for this purpose.

25 This subsection shall not be construed to prohibit the use
26 of existing state transfer authority for other purposes. The
27 department shall report any transfers made pursuant to this
28 subsection to the legislative services agency.

29 4. Of the funds appropriated in this section, \$97,839 shall
30 be used for continuation of a grant to an Iowa-based nonprofit
31 organization with a history of providing tax preparation
32 assistance to low-income Iowans in order to expand the usage of
33 the earned income tax credit. The purpose of the grant is to
34 supply this assistance to underserved areas of the state.

35 5. Of the funds appropriated in this section, \$40,000 shall

1 be used for the continuation of an unfunded pilot project, as
2 defined in 441 IAC 100.1, relating to parental obligations,
3 in which the child support recovery unit participates, to
4 support the efforts of a nonprofit organization committed to
5 strengthening the community through youth development, healthy
6 living, and social responsibility headquartered in a county
7 with a population over 350,000. The funds allocated in this
8 subsection shall be used by the recipient organization to
9 develop a larger community effort, through public and private
10 partnerships, to support a broad-based multi-county fatherhood
11 initiative that promotes payment of child support obligations,
12 improved family relationships, and full-time employment.

13 6. Of the funds appropriated in this section, \$100,000
14 shall be used to continue a grant to a nonprofit organization
15 organized under section 501(c)(4) of the Internal Revenue Code
16 to continue a youth development strategy through after-school
17 programming that promotes academic success, healthy lifestyles,
18 good character, and citizenship. The organization shall meet
19 all of the following criteria:

20 a. Operate statewide and provide services through more than
21 one location.

22 b. Provide the after-school programming for students ages
23 five through eighteen years of age who are members of families
24 eligible for the federal temporary assistance for needy
25 families program.

26 c. Provide evidence, based on measurable outcomes, that the
27 after-school programming provided results in increased student
28 achievement.

29 7. The department may transfer funds appropriated in this
30 section to the appropriations made in this division of this Act
31 for general administration and field operations as necessary
32 to administer this section and the overall family investment
33 program.

34 Sec. 121. CHILD SUPPORT RECOVERY. There is appropriated
35 from the general fund of the state to the department of human

1 services for the fiscal year beginning July 1, 2016, and ending
2 June 30, 2017, the following amount, or so much thereof as is
3 necessary, to be used for the purposes designated:

4 For child support recovery, including salaries, support,
5 maintenance, and miscellaneous purposes, and for not more than
6 the following full-time equivalent positions:

7 \$ 7,331,687
8 FTEs 464.00

9 1. The department shall expend up to \$12,165, including
10 federal financial participation, for the fiscal year beginning
11 July 1, 2016, for a child support public awareness campaign.
12 The department and the office of the attorney general shall
13 cooperate in continuation of the campaign. The public
14 awareness campaign shall emphasize, through a variety of
15 media activities, the importance of maximum involvement of
16 both parents in the lives of their children as well as the
17 importance of payment of child support obligations.

18 2. Federal access and visitation grant moneys shall be
19 issued directly to private not-for-profit agencies that provide
20 services designed to increase compliance with the child access
21 provisions of court orders, including but not limited to
22 neutral visitation sites and mediation services.

23 3. The appropriation made to the department for child
24 support recovery may be used throughout the fiscal year in the
25 manner necessary for purposes of cash flow management, and for
26 cash flow management purposes the department may temporarily
27 draw more than the amount appropriated, provided the amount
28 appropriated is not exceeded at the close of the fiscal year.

29 4. With the exception of the funding amount specified, the
30 requirements established under 2001 Iowa Acts, chapter 191,
31 section 3, subsection 5, paragraph "c", subparagraph (3), shall
32 be applicable to parental obligation pilot projects for the
33 fiscal year beginning July 1, 2016, and ending June 30, 2017.
34 Notwithstanding 441 IAC 100.8, providing for termination of
35 rules relating to the pilot projects, the rules shall remain

1 in effect until June 30, 2017.

2 Sec. 122. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
3 FY 2016-2017. Any funds remaining in the health care trust
4 fund created in section 453A.35A for the fiscal year beginning
5 July 1, 2016, and ending June 30, 2017, are appropriated to
6 the department of human services to supplement the medical
7 assistance program appropriations made in this division of this
8 Act, for medical assistance reimbursement and associated costs,
9 including program administration and costs associated with
10 program implementation.

11 Sec. 123. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
12 2016-2017. Any funds remaining in the Medicaid fraud fund
13 created in section 249A.50 for the fiscal year beginning
14 July 1, 2016, and ending June 30, 2017, are appropriated to
15 the department of human services to supplement the medical
16 assistance appropriations made in this division of this Act,
17 for medical assistance reimbursement and associated costs,
18 including program administration and costs associated with
19 program implementation.

20 Sec. 124. MEDICAL ASSISTANCE.

21 1. There is appropriated from the general fund of the
22 state to the department of human services for the fiscal year
23 beginning July 1, 2016, and ending June 30, 2017, the following
24 amount, or so much thereof as is necessary, to be used for the
25 purpose designated:

26 For medical assistance program reimbursement and associated
27 costs as specifically provided in the reimbursement
28 methodologies in effect on June 30, 2016, except as otherwise
29 expressly authorized by law, including reimbursement for
30 abortion services which shall be available under the medical
31 assistance program only for those abortions which are medically
32 necessary:

33 \$673,176,820

34 2. Medically necessary abortions are those performed under
35 any of the following conditions:

1 a. The attending physician certifies that continuing the
2 pregnancy would endanger the life of the pregnant woman.

3 b. The attending physician certifies that the fetus is
4 physically deformed, mentally deficient, or afflicted with a
5 congenital illness.

6 c. The pregnancy is the result of a rape which is reported
7 within 45 days of the incident to a law enforcement agency or
8 public or private health agency which may include a family
9 physician.

10 d. The pregnancy is the result of incest which is reported
11 within 150 days of the incident to a law enforcement agency
12 or public or private health agency which may include a family
13 physician.

14 e. Any spontaneous abortion, commonly known as a
15 miscarriage, if not all of the products of conception are
16 expelled.

17 3. a. Iowans support reducing the number of abortions
18 performed in our state. For an abortion covered under the
19 program, except in the case of a medical emergency, as defined
20 in section 135L.1, for any woman, the physician shall certify
21 both of the following:

22 (1) That the woman has been given the opportunity to view an
23 ultrasound image of the fetus as part of the standard of care
24 before an abortion is performed.

25 (2) That the woman has been provided information regarding
26 the options relative to a pregnancy, including continuing the
27 pregnancy to term and retaining parental rights following the
28 child's birth, continuing the pregnancy to term and placing the
29 child for adoption, and terminating the pregnancy.

30 b. The provisions of this section relating to abortions
31 shall also apply to the Iowa health and wellness plan created
32 pursuant to chapter 249N.

33 4. The department shall utilize not more than \$30,000 of
34 the funds appropriated in this section to continue the AIDS/HIV
35 health insurance premium payment program as established in 1992

1 Iowa Acts, Second Extraordinary Session, chapter 1001, section
2 409, subsection 6. Of the funds allocated in this subsection,
3 not more than \$2,500 may be expended for administrative
4 purposes.

5 5. Of the funds appropriated in this Act to the department
6 of public health for addictive disorders, \$475,000 for
7 the fiscal year beginning July 1, 2016, is transferred
8 to the department of human services for an integrated
9 substance-related disorder managed care system. The department
10 shall not assume management of the substance-related disorder
11 system in place of the managed care contractor unless such
12 a change in approach is specifically authorized in law.
13 The departments of human services and public health shall
14 work together to maintain the level of mental health and
15 substance-related disorder treatment services provided by the
16 managed care contractor through the Iowa plan for behavioral
17 health. Each department shall take the steps necessary to
18 continue the federal waivers as necessary to maintain the level
19 of services.

20 6. a. The department shall aggressively pursue options for
21 providing medical assistance or other assistance to individuals
22 with special needs who become ineligible to continue receiving
23 services under the early and periodic screening, diagnostic,
24 and treatment program under the medical assistance program
25 due to becoming 21 years of age who have been approved for
26 additional assistance through the department's exception to
27 policy provisions, but who have health care needs in excess
28 of the funding available through the exception to policy
29 provisions.

30 b. Of the funds appropriated in this section, \$50,000
31 shall be used for participation in one or more pilot projects
32 operated by a private provider to allow the individual or
33 individuals to receive service in the community in accordance
34 with principles established in *Olmstead v. L.C.*, 527 U.S. 581
35 (1999), for the purpose of providing medical assistance or

1 other assistance to individuals with special needs who become
2 ineligible to continue receiving services under the early and
3 periodic screening, diagnostic, and treatment program under
4 the medical assistance program due to becoming 21 years of
5 age who have been approved for additional assistance through
6 the department's exception to policy provisions, but who have
7 health care needs in excess of the funding available through
8 the exception to the policy provisions.

9 7. Of the funds appropriated in this section, up to
10 \$1,525,041 may be transferred to the field operations or
11 general administration appropriations in this division of this
12 Act for operational costs associated with Part D of the federal
13 Medicare Prescription Drug Improvement and Modernization Act
14 of 2003, Pub. L. No. 108-173.

15 8. Of the funds appropriated in this section, up to \$221,050
16 may be transferred to the appropriation in this division
17 of this Act for medical contracts to be used for clinical
18 assessment services and prior authorization of services.

19 9. A portion of the funds appropriated in this section
20 may be transferred to the appropriations in this division of
21 this Act for general administration, medical contracts, the
22 children's health insurance program, or field operations to be
23 used for the state match cost to comply with the payment error
24 rate measurement (PERM) program for both the medical assistance
25 and children's health insurance programs as developed by the
26 centers for Medicare and Medicaid services of the United States
27 department of health and human services to comply with the
28 federal Improper Payments Information Act of 2002, Pub. L. No.
29 107-300.

30 10. The department shall continue to implement the
31 recommendations of the assuring better child health and
32 development initiative II (ABCDII) clinical panel to the
33 Iowa early and periodic screening, diagnostic, and treatment
34 services healthy mental development collaborative board
35 regarding changes to billing procedures, codes, and eligible

1 service providers.

2 11. Of the funds appropriated in this section, a sufficient
3 amount is allocated to supplement the incomes of residents of
4 nursing facilities, intermediate care facilities for persons
5 with mental illness, and intermediate care facilities for
6 persons with an intellectual disability, with incomes of less
7 than \$50 in the amount necessary for the residents to receive a
8 personal needs allowance of \$50 per month pursuant to section
9 249A.30A.

10 12. Of the funds appropriated in this section, the following
11 amounts are transferred to the appropriations made in this
12 division of this Act for the state mental health institutes:

13 a. Cherokee mental health institute.....	\$ 4,549,213
14 b. Clarinda mental health institute.....	\$ 988,653
15 c. Independence mental health institute.....	\$ 4,522,947

16 13. a. Of the funds appropriated in this section,
17 \$4,298,325 is allocated for the state match for a
18 disproportionate share hospital payment of \$9,566,715 to
19 hospitals that meet both of the conditions specified in
20 subparagraphs (1) and (2). In addition, the hospitals that
21 meet the conditions specified shall either certify public
22 expenditures or transfer to the medical assistance program
23 an amount equal to provide the nonfederal share for a
24 disproportionate share hospital payment of \$3,750,000. The
25 hospitals that meet the conditions specified shall receive and
26 retain 100 percent of the total disproportionate share hospital
27 payment of \$13,316,715.

28 (1) The hospital qualifies for disproportionate share and
29 graduate medical education payments.

30 (2) The hospital is an Iowa state-owned hospital with more
31 than 500 beds and eight or more distinct residency specialty
32 or subspecialty programs recognized by the American college of
33 graduate medical education.

34 b. Distribution of the disproportionate share payments
35 shall be made on a monthly basis. The total amount of

1 disproportionate share payments including graduate medical
2 education, enhanced disproportionate share, and Iowa
3 state-owned teaching hospital payments shall not exceed the
4 amount of the state's allotment under Pub. L. No. 102-234.
5 In addition, the total amount of all disproportionate
6 share payments shall not exceed the hospital-specific
7 disproportionate share limits under Pub. L. No. 103-66.

8 c. The university of Iowa hospitals and clinics shall either
9 certify public expenditures or transfer to the appropriations
10 made in this division of this Act for medical assistance an
11 amount equal to provide the nonfederal share for increased
12 medical assistance payments for inpatient and outpatient
13 hospital services of \$4,950,000. The university of Iowa
14 hospitals and clinics shall receive and retain 100 percent of
15 the total increase in medical assistance payments.

16 d. Program payments for disproportionate share hospitals
17 and graduate medical education, and the upper payment limits
18 applicable to these programs shall be held harmless from the
19 impacts of Medicaid managed care and the governor's Medicaid
20 modernization initiative. Payment methodologies utilized
21 for these programs may be adjusted or converted to other
22 methodologies or payment types in order to comply with this
23 hold harmless requirement.

24 14. One hundred percent of the nonfederal share of payments
25 to area education agencies that are medical assistance
26 providers for medical assistance-covered services provided to
27 medical assistance-covered children, shall be made from the
28 appropriation made in this section.

29 15. Any new or renewed contract entered into by the
30 department with a third party to administer behavioral health
31 services under the medical assistance program shall provide
32 that any interest earned on payments from the state during
33 the state fiscal year shall be remitted to the department
34 and treated as recoveries to offset the costs of the medical
35 assistance program.

1 16. A portion of the funds appropriated in this section
2 may be transferred to the appropriation in this division of
3 this Act for medical contracts to be used for administrative
4 activities associated with the money follows the person
5 demonstration project.

6 17. Of the funds appropriated in this section, \$174,506
7 shall be used for the administration of the health insurance
8 premium payment program, including salaries, support,
9 maintenance, and miscellaneous purposes.

10 18. a. The department may increase the amounts allocated
11 for salaries, support, maintenance, and miscellaneous purposes
12 associated with the medical assistance program, as necessary,
13 to implement cost containment strategies. The department shall
14 report any such increase to the legislative services agency and
15 the department of management.

16 b. If the savings to the medical assistance program from
17 cost containment efforts exceed the cost for the fiscal
18 year beginning July 1, 2016, the department may transfer any
19 savings generated for the fiscal year due to medical assistance
20 program cost containment efforts to the appropriation
21 made in this division of this Act for medical contracts or
22 general administration to defray the increased contract costs
23 associated with implementing such efforts.

24 c. The department of human services shall not implement
25 the following cost containment measures as recommended by the
26 governor for the fiscal year beginning July 1, 2016:

27 (1) A measure to provide uniform rates of \$.575 per mile
28 based on the 2015 Internal Revenue Service mileage rate and
29 of \$9.29, the current statewide average, per one-way trip for
30 Medicaid program home and community-based services waivers.

31 (2) A measure to cap the total costs of all services
32 received by a recipient of the home and community-based
33 services waiver for individuals with an intellectual disability
34 at the daily intermediate care facility for persons with an
35 intellectual disability (ICF/ID) per diem rate of \$346.39 per

1 day based on the 80th percentile of all ICF/ID rates.

2 (3) A measure to align individual requests for exceptions to
3 policy with the capped total cost of services for a recipient
4 of the home and community-based services waiver for individuals
5 with an intellectual disability as computed under subparagraph
6 (2).

7 (4) A measure to utilize the supports intensity scale
8 to determine payment amounts and a tiered payment system
9 for the services provided to adults served under the home
10 and community-based services waiver for individuals with an
11 intellectual disability.

12 (5) A measure to reallocate funding for community-based
13 systems of care to instead support integrated health homes.

14 (6) A measure to increase the university of Iowa hospitals
15 and clinics state share responsibility for the supplemental
16 disproportionate share hospital payment to the university of
17 Iowa hospitals and clinics for the fiscal year beginning July
18 1, 2016.

19 d. The department shall report the implementation of
20 any cost containment strategies under this subsection to
21 the individuals specified in this division of this Act for
22 submission of reports on a quarterly basis.

23 19. For the fiscal year beginning July 1, 2016, and ending
24 June 30, 2017, the replacement generation tax revenues required
25 to be deposited in the property tax relief fund pursuant to
26 section 437A.8, subsection 4, paragraph "d", and section
27 437A.15, subsection 3, paragraph "f", shall instead be credited
28 to and supplement the appropriation made in this section and
29 used for the allocations made in this section.

30 20. The department shall continue to administer the state
31 balancing incentive payments program as specified in 2012 Iowa
32 Acts, chapter 1133, section 14.

33 21. a. Of the funds appropriated in this section, \$450,000
34 shall be used for continued implementation of the children's
35 mental health home project proposed by the department of human

1 services and reported to the general assembly's mental health
2 and disability services study committee in December 2011. Of
3 this amount, up to \$25,000 may be transferred by the department
4 to the appropriation made in this division of this Act to the
5 department for the same fiscal year for general administration
6 to be used for associated administrative expenses and for not
7 more than one full-time equivalent position, in addition to
8 those authorized for the same fiscal year, to be assigned to
9 implementing the project.

10 b. Of the funds appropriated in this section, up to \$200,000
11 may be transferred by the department to the appropriation made
12 to the department in this division of this Act for the same
13 fiscal year for Medicaid program-related general administration
14 planning and implementation activities. The funds may be used
15 for contracts or for personnel in addition to the amounts
16 appropriated for and the positions authorized for general
17 administration for the fiscal year.

18 c. Of the funds appropriated in this section, up to
19 \$1,500,000 may be transferred by the department to the
20 appropriations made in this division of this Act for the same
21 fiscal year for general administration or medical contracts
22 to be used to support the development and implementation of
23 standardized assessment tools for persons with mental illness,
24 an intellectual disability, a developmental disability, or a
25 brain injury.

26 22. Of the funds appropriated in this section, \$125,000
27 shall be used for lodging expenses associated with care
28 provided at the university of Iowa hospitals and clinics for
29 patients with cancer whose travel distance is 30 miles or more
30 and whose income is at or below 200 percent of the federal
31 poverty level as defined by the most recently revised poverty
32 income guidelines published by the United States department of
33 health and human services. The department of human services
34 shall establish the maximum number of overnight stays and the
35 maximum rate reimbursed for overnight lodging, which may be

1 based on the state employee rate established by the department
2 of administrative services. The funds allocated in this
3 subsection shall not be used as nonfederal share matching
4 funds.

5 23. a. For inpatient and outpatient services provided by
6 hospitals on or after July 1, 2016, the department of human
7 services shall continue to recalculate and prospectively
8 apply an updated cost-to-charge ratio upon the request of a
9 hospital to implement price or charge reductions, if all of the
10 following criteria are met:

11 (1) The recalculation of an updated cost-to-charge ratio is
12 budget neutral to the state funding amount appropriated for the
13 respective fiscal year and maintains budget neutral payments or
14 revenue to all hospitals.

15 (2) The hospital requesting the price or charge reduction
16 submits a proforma cost report and charge master that reflects
17 the anticipated cost-to-charge reduction.

18 b. Based upon the proforma cost report submitted by the
19 requesting hospital, the department of human services shall
20 prospectively apply the recalculated cost-to-charge ratio as
21 appropriate to submitted claims for health care services.

22 24. The department of human services shall not adopt
23 emergency rules to implement Medicaid managed care or the
24 governor's Medicaid modernization initiative on or after July
25 1, 2015.

26 25. The number of home and community-based services waiver
27 slots available during the fiscal year beginning July 1, 2016,
28 shall not be reduced below the number of such slots available
29 on January 1, 2015.

30 Sec. 125. MEDICAL CONTRACTS. There is appropriated from the
31 general fund of the state to the department of human services
32 for the fiscal year beginning July 1, 2016, and ending June 30,
33 2017, the following amount, or so much thereof as is necessary,
34 to be used for the purpose designated:

35 For medical contracts:

1 \$ 11,076,792

2 1. The department of inspections and appeals shall
3 provide all state matching funds for survey and certification
4 activities performed by the department of inspections
5 and appeals. The department of human services is solely
6 responsible for distributing the federal matching funds for
7 such activities.

8 2. Of the funds appropriated in this section, \$25,000 shall
9 be used for continuation of home and community-based services
10 waiver quality assurance programs, including the review and
11 streamlining of processes and policies related to oversight and
12 quality management to meet state and federal requirements.

13 3. Of the amount appropriated in this section, up to
14 \$100,000 may be transferred to the appropriation for general
15 administration in this division of this Act to be used for
16 additional full-time equivalent positions in the development of
17 key health initiatives such as cost containment, development
18 and oversight of managed care programs, and development of
19 health strategies targeted toward improved quality and reduced
20 costs in the Medicaid program.

21 4. Of the funds appropriated in this section, \$500,000 shall
22 be used for planning and development, in cooperation with the
23 department of public health, of a phased-in program to provide
24 a dental home for children.

25 5. Of the funds appropriated in this section, \$1,000,000
26 shall be used for the autism support program created in chapter
27 225D.

28 Sec. 126. STATE SUPPLEMENTARY ASSISTANCE.

29 1. There is appropriated from the general fund of the
30 state to the department of human services for the fiscal year
31 beginning July 1, 2016, and ending June 30, 2017, the following
32 amount, or so much thereof as is necessary, to be used for the
33 purpose designated:

34 For the state supplementary assistance program:

35 \$ 6,498,594

1 2. The department shall increase the personal needs
2 allowance for residents of residential care facilities by the
3 same percentage and at the same time as federal supplemental
4 security income and federal social security benefits are
5 increased due to a recognized increase in the cost of living.
6 The department may adopt emergency rules to implement this
7 subsection.

8 3. If during the fiscal year beginning July 1, 2016,
9 the department projects that state supplementary assistance
10 expenditures for a calendar year will not meet the federal
11 pass-through requirement specified in Tit. XVI of the federal
12 Social Security Act, section 1618, as codified in 42 U.S.C.
13 §1382g, the department may take actions including but not
14 limited to increasing the personal needs allowance for
15 residential care facility residents and making programmatic
16 adjustments or upward adjustments of the residential care
17 facility or in-home health-related care reimbursement rates
18 prescribed in this division of this Act to ensure that federal
19 requirements are met. In addition, the department may make
20 other programmatic and rate adjustments necessary to remain
21 within the amount appropriated in this section while ensuring
22 compliance with federal requirements. The department may adopt
23 emergency rules to implement the provisions of this subsection.

24 Sec. 127. CHILDREN'S HEALTH INSURANCE PROGRAM.

25 1. There is appropriated from the general fund of the
26 state to the department of human services for the fiscal year
27 beginning July 1, 2016, and ending June 30, 2017, the following
28 amount, or so much thereof as is necessary, to be used for the
29 purpose designated:

30 For maintenance of the healthy and well kids in Iowa (hawk-i)
31 program pursuant to chapter 514I, including supplemental dental
32 services, for receipt of federal financial participation under
33 Tit. XXI of the federal Social Security Act, which creates the
34 children's health insurance program:

35 \$ 10,581,922

1 2. Of the funds appropriated in this section, \$21,400 is
2 allocated for continuation of the contract for outreach with
3 the department of public health.

4 Sec. 128. CHILD CARE ASSISTANCE. There is appropriated
5 from the general fund of the state to the department of human
6 services for the fiscal year beginning July 1, 2016, and ending
7 June 30, 2017, the following amount, or so much thereof as is
8 necessary, to be used for the purpose designated:

9 For child care programs:

10 \$ 28,319,015

11 1. Of the funds appropriated in this section, \$24,409,301
12 shall be used for state child care assistance in accordance
13 with section 237A.13.

14 2. Nothing in this section shall be construed or is
15 intended as or shall imply a grant of entitlement for services
16 to persons who are eligible for assistance due to an income
17 level consistent with the waiting list requirements of section
18 237A.13. Any state obligation to provide services pursuant to
19 this section is limited to the extent of the funds appropriated
20 in this section.

21 3. Of the funds appropriated in this section, \$216,227
22 is allocated for the statewide grant program for child care
23 resource and referral services under section 237A.26. A list
24 of the registered and licensed child care facilities operating
25 in the area served by a child care resource and referral
26 service shall be made available to the families receiving state
27 child care assistance in that area.

28 4. Of the funds appropriated in this section, \$468,487
29 is allocated for child care quality improvement initiatives
30 including but not limited to the voluntary quality rating
31 system in accordance with section 237A.30.

32 5. Of the funds appropriated in this section, \$3,175,000
33 shall be credited to the early childhood programs grants
34 account in the early childhood Iowa fund created in section
35 256I.11. The moneys shall be distributed for funding of

1 community-based early childhood programs targeted to children
2 from birth through five years of age developed by early
3 childhood Iowa areas in accordance with approved community
4 plans as provided in section 256I.8.

5 6. The department may use any of the funds appropriated
6 in this section as a match to obtain federal funds for use in
7 expanding child care assistance and related programs. For
8 the purpose of expenditures of state and federal child care
9 funding, funds shall be considered obligated at the time
10 expenditures are projected or are allocated to the department's
11 service areas. Projections shall be based on current and
12 projected caseload growth, current and projected provider
13 rates, staffing requirements for eligibility determination
14 and management of program requirements including data systems
15 management, staffing requirements for administration of the
16 program, contractual and grant obligations and any transfers
17 to other state agencies, and obligations for decategorization
18 or innovation projects.

19 7. A portion of the state match for the federal child care
20 and development block grant shall be provided as necessary to
21 meet federal matching funds requirements through the state
22 general fund appropriation made for child development grants
23 and other programs for at-risk children in section 279.51.

24 8. If a uniform reduction ordered by the governor under
25 section 8.31 or other operation of law, transfer, or federal
26 funding reduction reduces the appropriation made in this
27 section for the fiscal year, the percentage reduction in the
28 amount paid out to or on behalf of the families participating
29 in the state child care assistance program shall be equal to or
30 less than the percentage reduction made for any other purpose
31 payable from the appropriation made in this section and the
32 federal funding relating to it. The percentage reduction to
33 the other allocations made in this section shall be the same as
34 the uniform reduction ordered by the governor or the percentage
35 change of the federal funding reduction, as applicable.

1 If there is an unanticipated increase in federal funding
2 provided for state child care assistance, the entire amount
3 of the increase shall be used for state child care assistance
4 payments. If the appropriations made for purposes of the
5 state child care assistance program for the fiscal year are
6 determined to be insufficient, it is the intent of the general
7 assembly to appropriate sufficient funding for the fiscal year
8 in order to avoid establishment of waiting list requirements.

9 9. Notwithstanding section 8.33, moneys advanced for
10 purposes of the programs developed by early childhood Iowa
11 areas, advanced for purposes of wraparound child care, or
12 received from the federal appropriations made for the purposes
13 of this section that remain unencumbered or unobligated at the
14 close of the fiscal year shall not revert to any fund but shall
15 remain available for expenditure for the purposes designated
16 until the close of the succeeding fiscal year.

17 10. Of the funds appropriated in this section, \$50,000
18 is transferred to the department of public health to be used
19 to continue a program to assist parents in this state with
20 costs resulting from the death of a child in accordance with
21 this subsection. If it is less costly than administering the
22 program directly, the department shall issue a request for
23 proposals and issue a grant to an appropriate organization to
24 administer the program.

25 a. The program funding shall be used to assist parents who
26 reside in this state with costs incurred for a funeral, burial
27 or cremation, cemetery costs, or grave marker costs associated
28 with the unintended death of a child of the parent or a child
29 under the care of a guardian or custodian. The department
30 shall consider the following eligibility factors in developing
31 program requirements:

32 (1) The child was a stillborn infant or was less than age
33 eighteen at the time of death.

34 (2) The request for assistance was approved by the local
35 board or department of health or the county general assistance

1 director and may have been referred by a local funeral home.

2 (3) To be eligible, the parent, guardian, or custodian must
3 have an annual household income that is less than 145 percent
4 of the federal poverty level based on the number of people
5 in the applicant's household as defined by the most recently
6 revised poverty income guidelines published by the United
7 States department of health and human services.

8 (4) The maximum amount of grant assistance provided to a
9 parent, guardian, or custodian associated with the death of
10 a child is \$2,000. If the death is a multiple death and the
11 infants or children are being cremated, or buried together, the
12 same limitation applies.

13 (5) To the extent the overall amount of assistance received
14 by a recipient for the costs addressed under this subsection
15 does not exceed the overall total of the costs, the recipient
16 may receive other public or private assistance in addition to
17 grant assistance under this section.

18 b. Notwithstanding section 8.33, moneys transferred by this
19 subsection that remain unencumbered or unobligated at the close
20 of the fiscal year shall not revert but shall remain available
21 for expenditure for the purposes designated until expended.

22 Sec. 129. JUVENILE INSTITUTIONS. There is appropriated
23 from the general fund of the state to the department of human
24 services for the fiscal year beginning July 1, 2016, and ending
25 June 30, 2017, the following amounts, or so much thereof as is
26 necessary, to be used for the purposes designated:

27 1. For the costs of security, building and grounds
28 maintenance, utilities, salary, and support for the facilities
29 located at the Iowa juvenile home at Toledo and for salaries,
30 support, maintenance, and miscellaneous purposes, and for not
31 more than the following full-time equivalent positions:

32	\$	186,383
33	FTEs	2.00

34 2. For operation of the state training school at Eldora and
35 for salaries, support, maintenance, and miscellaneous purposes,

1 and for not more than the following full-time equivalent
2 positions:

3 \$ 6,222,776
4 FTEs 169.30

5 Of the funds appropriated in this subsection, \$45,575 shall
6 be used for distribution to licensed classroom teachers at this
7 and other institutions under the control of the department of
8 human services based upon the average student yearly enrollment
9 at each institution as determined by the department.

10 Sec. 130. CHILD AND FAMILY SERVICES.

11 1. There is appropriated from the general fund of the
12 state to the department of human services for the fiscal year
13 beginning July 1, 2016, and ending June 30, 2017, the following
14 amount, or so much thereof as is necessary, to be used for the
15 purpose designated:

16 For child and family services:

17 \$ 49,091,090

18 2. Up to \$2,600,000 of the amount of federal temporary
19 assistance for needy families block grant funding appropriated
20 in this division of this Act for child and family services
21 shall be made available for purposes of juvenile delinquent
22 graduated sanction services.

23 3. The department may transfer funds appropriated in this
24 section as necessary to pay the nonfederal costs of services
25 reimbursed under the medical assistance program, state child
26 care assistance program, or the family investment program which
27 are provided to children who would otherwise receive services
28 paid under the appropriation in this section. The department
29 may transfer funds appropriated in this section to the
30 appropriations made in this division of this Act for general
31 administration and for field operations for resources necessary
32 to implement and operate the services funded in this section.

33 4. a. Of the funds appropriated in this section, up to
34 \$17,910,893 is allocated as the statewide expenditure target
35 under section 232.143 for group foster care maintenance and

1 services. If the department projects that such expenditures
2 for the fiscal year will be less than the target amount
3 allocated in this paragraph "a", the department may reallocate
4 the excess to provide additional funding for shelter care
5 or the child welfare emergency services addressed with the
6 allocation for shelter care.

7 b. If at any time after September 30, 2016, annualization
8 of a service area's current expenditures indicates a service
9 area is at risk of exceeding its group foster care expenditure
10 target under section 232.143 by more than 5 percent, the
11 department and juvenile court services shall examine all
12 group foster care placements in that service area in order to
13 identify those which might be appropriate for termination.
14 In addition, any aftercare services believed to be needed
15 for the children whose placements may be terminated shall be
16 identified. The department and juvenile court services shall
17 initiate action to set dispositional review hearings for the
18 placements identified. In such a dispositional review hearing,
19 the juvenile court shall determine whether needed aftercare
20 services are available and whether termination of the placement
21 is in the best interest of the child and the community.

22 5. In accordance with the provisions of section 232.188,
23 the department shall continue the child welfare and juvenile
24 justice funding initiative during fiscal year 2016-2017. Of
25 the funds appropriated in this section, \$858,877 is allocated
26 specifically for expenditure for fiscal year 2016-2017 through
27 the decategorization services funding pools and governance
28 boards established pursuant to section 232.188.

29 6. A portion of the funds appropriated in this section
30 may be used for emergency family assistance to provide other
31 resources required for a family participating in a family
32 preservation or reunification project or successor project to
33 stay together or to be reunified.

34 7. Notwithstanding section 234.35 or any other provision
35 of law to the contrary, state funding for shelter care and

1 the child welfare emergency services contracting implemented
2 to provide for or prevent the need for shelter care shall be
3 limited to \$4,034,237.

4 8. Federal funds received by the state during the fiscal
5 year beginning July 1, 2016, as the result of the expenditure
6 of state funds appropriated during a previous state fiscal
7 year for a service or activity funded under this section are
8 appropriated to the department to be used as additional funding
9 for services and purposes provided for under this section.
10 Notwithstanding section 8.33, moneys received in accordance
11 with this subsection that remain unencumbered or unobligated at
12 the close of the fiscal year shall not revert to any fund but
13 shall remain available for the purposes designated until the
14 close of the succeeding fiscal year.

15 9. a. Of the funds appropriated in this section, up to
16 \$1,645,000 is allocated for the payment of the expenses of
17 court-ordered services provided to juveniles who are under
18 the supervision of juvenile court services, which expenses
19 are a charge upon the state pursuant to section 232.141,
20 subsection 4. Of the amount allocated in this paragraph "a",
21 up to \$778,144 shall be made available to provide school-based
22 supervision of children adjudicated under chapter 232, of which
23 not more than \$7,500 may be used for the purpose of training.
24 A portion of the cost of each school-based liaison officer
25 shall be paid by the school district or other funding source as
26 approved by the chief juvenile court officer.

27 b. Of the funds appropriated in this section, up to \$374,493
28 is allocated for the payment of the expenses of court-ordered
29 services provided to children who are under the supervision
30 of the department, which expenses are a charge upon the state
31 pursuant to section 232.141, subsection 4.

32 c. Notwithstanding section 232.141 or any other provision
33 of law to the contrary, the amounts allocated in this
34 subsection shall be distributed to the judicial districts
35 as determined by the state court administrator and to the

1 department's service areas as determined by the administrator
2 of the department of human services' division of child and
3 family services. The state court administrator and the
4 division administrator shall make the determination of the
5 distribution amounts on or before June 15, 2016.

6 d. Notwithstanding chapter 232 or any other provision of
7 law to the contrary, a district or juvenile court shall not
8 order any service which is a charge upon the state pursuant
9 to section 232.141 if there are insufficient court-ordered
10 services funds available in the district court or departmental
11 service area distribution amounts to pay for the service. The
12 chief juvenile court officer and the departmental service area
13 manager shall encourage use of the funds allocated in this
14 subsection such that there are sufficient funds to pay for
15 all court-related services during the entire year. The chief
16 juvenile court officers and departmental service area managers
17 shall attempt to anticipate potential surpluses and shortfalls
18 in the distribution amounts and shall cooperatively request the
19 state court administrator or division administrator to transfer
20 funds between the judicial districts' or departmental service
21 areas' distribution amounts as prudent.

22 e. Notwithstanding any provision of law to the contrary,
23 a district or juvenile court shall not order a county to pay
24 for any service provided to a juvenile pursuant to an order
25 entered under chapter 232 which is a charge upon the state
26 under section 232.141, subsection 4.

27 f. Of the funds allocated in this subsection, not more than
28 \$41,500 may be used by the judicial branch for administration
29 of the requirements under this subsection.

30 g. Of the funds allocated in this subsection, \$8,500
31 shall be used by the department of human services to support
32 the interstate commission for juveniles in accordance with
33 the interstate compact for juveniles as provided in section
34 232.173.

35 10. Of the funds appropriated in this section, \$4,026,614 is

1 allocated for juvenile delinquent graduated sanctions services.
 2 Any state funds saved as a result of efforts by juvenile court
 3 services to earn a federal Tit. IV-E match for juvenile court
 4 services administration may be used for the juvenile delinquent
 5 graduated sanctions services.

6 11. Of the funds appropriated in this section, \$804,143 is
 7 transferred to the department of public health to be used for
 8 the child protection center grant program for child protection
 9 centers located in Iowa in accordance with section 135.118.
 10 The grant amounts under the program shall be equalized so that
 11 each center receives a uniform base amount of \$122,500, and
 12 the remaining funds shall be awarded through a funding formula
 13 based upon the volume of children served.

14 12. If the department receives federal approval to
 15 implement a waiver under Tit. IV-E of the federal Social
 16 Security Act to enable providers to serve children who remain
 17 in the children's families and communities, for purposes of
 18 eligibility under the medical assistance program through 25
 19 years of age, children who participate in the waiver shall be
 20 considered to be placed in foster care.

21 13. Of the funds appropriated in this section, \$2,012,584 is
 22 allocated for the preparation for adult living program pursuant
 23 to section 234.46.

24 14. Of the funds appropriated in this section, \$260,075
 25 shall be used for juvenile drug courts. The amount allocated
 26 in this subsection shall be distributed as follows:

27 To the judicial branch for salaries to assist with the
 28 operation of juvenile drug court programs operated in the
 29 following jurisdictions:

30 a. Marshall county:

31 \$ 31,354

32 b. Woodbury county:

33 \$ 62,841

34 c. Polk county:

35 \$ 97,946

1 d. The third judicial district:

2 \$ 33,967

3 e. The eighth judicial district:

4 \$ 33,967

5 15. Of the funds appropriated in this section, \$113,669
6 shall be used for the public purpose of continuing a grant to
7 a nonprofit human services organization providing services to
8 individuals and families in multiple locations in southwest
9 Iowa and Nebraska for support of a project providing immediate,
10 sensitive support and forensic interviews, medical exams, needs
11 assessments, and referrals for victims of child abuse and their
12 nonoffending family members.

13 16. Of the funds appropriated in this section, \$150,310
14 is allocated for the foster care youth council approach of
15 providing a support network to children placed in foster care.

16 17. Of the funds appropriated in this section, \$101,000 is
17 allocated for use pursuant to section 235A.1 for continuation
18 of the initiative to address child sexual abuse implemented
19 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
20 21.

21 18. Of the funds appropriated in this section, \$315,120 is
22 allocated for the community partnership for child protection
23 sites.

24 19. Of the funds appropriated in this section, \$185,625
25 is allocated for the department's minority youth and family
26 projects under the redesign of the child welfare system.

27 20. Of the funds appropriated in this section, \$593,298
28 is allocated for funding of the community circle of care
29 collaboration for children and youth in northeast Iowa.

30 21. Of the funds appropriated in this section, at least
31 \$73,579 shall be used for the continuation of the child
32 welfare provider training academy, a collaboration between the
33 coalition for family and children's services in Iowa and the
34 department.

35 22. Of the funds appropriated in this section, \$12,500

1 shall be used for the public purpose of continuation of a
2 grant to a child welfare services provider headquartered in a
3 county with a population between 205,000 and 215,000 in the
4 latest certified federal census that provides multiple services
5 including but not limited to a psychiatric medical institution
6 for children, shelter, residential treatment, after school
7 programs, school-based programming, and an Asperger's syndrome
8 program, to be used for support services for children with
9 autism spectrum disorder and their families.

10 23. Of the funds appropriated in this section, \$12,500
11 shall be used for the public purpose of continuing a grant to
12 a hospital-based provider headquartered in a county with a
13 population between 90,000 and 95,000 in the latest certified
14 federal census that provides multiple services including
15 but not limited to diagnostic, therapeutic, and behavioral
16 services to individuals with autism spectrum disorder across
17 one's lifespan. The grant recipient shall utilize the funds
18 to continue the pilot project to determine the necessary
19 support services for children with autism spectrum disorder and
20 their families to be included in the children's disabilities
21 services system. The grant recipient shall submit findings and
22 recommendations based upon the results of the pilot project
23 to the individuals specified in this division of this Act for
24 submission of reports by December 31, 2016.

25 24. Of the funds appropriated in this section, \$105,936
26 shall be used for continuation of the central Iowa system of
27 care program grant through June 30, 2017.

28 25. Of the funds appropriated in this section, \$125,000
29 shall be used for the public purpose of the continuation
30 and expansion of a system of care program grant implemented
31 in Cerro Gordo and Linn counties to utilize a comprehensive
32 and long-term approach for helping children and families by
33 addressing the key areas in a child's life of childhood basic
34 needs, education and work, family, and community.

35 26. Of the funds appropriated in this section, at least

1 \$12,500 shall be used to continue and to expand the foster
2 care respite pilot program in which postsecondary students in
3 social work and other human services-related programs receive
4 experience by assisting family foster care providers with
5 respite and other support.

6 27. Of the funds appropriated in this section, \$55,000
7 shall be used for the public purpose of funding community-based
8 services and other supports with a system of care approach
9 for children with a serious emotional disturbance and their
10 families through a nonprofit provider of child welfare services
11 that has been in existence for more than 115 years, is located
12 in a county with a population of more than 200,000 but less
13 than 220,000 according to the latest census information
14 issued by the United States census bureau, is licensed as a
15 psychiatric medical institution for children, and was a system
16 of care grantee prior to July 1, 2016.

17 Sec. 131. ADOPTION SUBSIDY.

18 1. There is appropriated from the general fund of the
19 state to the department of human services for the fiscal year
20 beginning July 1, 2016, and ending June 30, 2017, the following
21 amount, or so much thereof as is necessary, to be used for the
22 purpose designated:

23 For adoption subsidy payments and services:

24 \$ 21,499,143

25 2. The department may transfer funds appropriated in
26 this section to the appropriation made in this division of
27 this Act for general administration for costs paid from the
28 appropriation relating to adoption subsidy.

29 3. Federal funds received by the state during the
30 fiscal year beginning July 1, 2016, as the result of the
31 expenditure of state funds during a previous state fiscal
32 year for a service or activity funded under this section are
33 appropriated to the department to be used as additional funding
34 for the services and activities funded under this section.
35 Notwithstanding section 8.33, moneys received in accordance

1 with this subsection that remain unencumbered or unobligated
 2 at the close of the fiscal year shall not revert to any fund
 3 but shall remain available for expenditure for the purposes
 4 designated until the close of the succeeding fiscal year.

5 Sec. 132. JUVENILE DETENTION HOME FUND. Moneys deposited
 6 in the juvenile detention home fund created in section 232.142
 7 during the fiscal year beginning July 1, 2016, and ending June
 8 30, 2017, are appropriated to the department of human services
 9 for the fiscal year beginning July 1, 2016, and ending June 30,
 10 2017, for distribution of an amount equal to a percentage of
 11 the costs of the establishment, improvement, operation, and
 12 maintenance of county or multicounty juvenile detention homes
 13 in the fiscal year beginning July 1, 2015. Moneys appropriated
 14 for distribution in accordance with this section shall be
 15 allocated among eligible detention homes, prorated on the basis
 16 of an eligible detention home's proportion of the costs of all
 17 eligible detention homes in the fiscal year beginning July
 18 1, 2015. The percentage figure shall be determined by the
 19 department based on the amount available for distribution for
 20 the fund. Notwithstanding section 232.142, subsection 3, the
 21 financial aid payable by the state under that provision for the
 22 fiscal year beginning July 1, 2016, shall be limited to the
 23 amount appropriated for the purposes of this section.

24 Sec. 133. FAMILY SUPPORT SUBSIDY PROGRAM.

25 1. There is appropriated from the general fund of the
 26 state to the department of human services for the fiscal year
 27 beginning July 1, 2016, and ending June 30, 2017, the following
 28 amount, or so much thereof as is necessary, to be used for the
 29 purpose designated:

30 For the family support subsidy program subject to the
 31 enrollment restrictions in section 225C.37, subsection 3:

32 \$ 536,966

33 2. The department shall use at least \$320,750 of the moneys
 34 appropriated in this section for the family support center
 35 component of the comprehensive family support program under

1 section 225C.47. Not more than \$12,500 of the amount allocated
2 in this subsection shall be used for administrative costs.

3 3. If at any time during the fiscal year, the amount of
4 funding available for the family support subsidy program
5 is reduced from the amount initially used to establish the
6 figure for the number of family members for whom a subsidy
7 is to be provided at any one time during the fiscal year,
8 notwithstanding section 225C.38, subsection 2, the department
9 shall revise the figure as necessary to conform to the amount
10 of funding available.

11 Sec. 134. CONNER DECREE. There is appropriated from the
12 general fund of the state to the department of human services
13 for the fiscal year beginning July 1, 2016, and ending June 30,
14 2017, the following amount, or so much thereof as is necessary,
15 to be used for the purpose designated:

16 For building community capacity through the coordination
17 and provision of training opportunities in accordance with the
18 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
19 Iowa, July 14, 1994):

20 \$ 16,816

21 Sec. 135. MENTAL HEALTH INSTITUTES. There is appropriated
22 from the general fund of the state to the department of human
23 services for the fiscal year beginning July 1, 2016, and ending
24 June 30, 2017, the following amounts, or so much thereof as is
25 necessary, to be used for the purposes designated:

26 1. For the state mental health institute at Cherokee for
27 salaries, support, maintenance, and miscellaneous purposes, and
28 for not more than the following full-time equivalent positions:

29 \$ 2,772,808

30 FTEs 169.20

31 2. For the state mental health institute at Clarinda for
32 salaries, support, maintenance, and miscellaneous purposes, and
33 for not more than the following full-time equivalent positions:

34 \$ 906,450

35 FTEs 86.10

1 3. For the state mental health institute at Independence for
2 salaries, support, maintenance, and miscellaneous purposes, and
3 for not more than the following full-time equivalent positions:
4 \$ 5,195,387
5 FTEs 233.00

6 Sec. 136. STATE RESOURCE CENTERS.

7 1. There is appropriated from the general fund of the
8 state to the department of human services for the fiscal year
9 beginning July 1, 2016, and ending June 30, 2017, the following
10 amounts, or so much thereof as is necessary, to be used for the
11 purposes designated:

12 a. For the state resource center at Glenwood for salaries,
13 support, maintenance, and miscellaneous purposes:
14 \$ 11,012,241

15 b. For the state resource center at Woodward for salaries,
16 support, maintenance, and miscellaneous purposes:
17 \$ 7,466,903

18 2. The department may continue to bill for state resource
19 center services utilizing a scope of services approach used for
20 private providers of intermediate care facilities for persons
21 with an intellectual disability services, in a manner which
22 does not shift costs between the medical assistance program,
23 counties, or other sources of funding for the state resource
24 centers.

25 3. The state resource centers may expand the time-limited
26 assessment and respite services during the fiscal year.

27 4. If the department's administration and the department
28 of management concur with a finding by a state resource
29 center's superintendent that projected revenues can reasonably
30 be expected to pay the salary and support costs for a new
31 employee position, or that such costs for adding a particular
32 number of new positions for the fiscal year would be less
33 than the overtime costs if new positions would not be added,
34 the superintendent may add the new position or positions. If
35 the vacant positions available to a resource center do not

1 include the position classification desired to be filled, the
 2 state resource center's superintendent may reclassify any
 3 vacant position as necessary to fill the desired position. The
 4 superintendents of the state resource centers may, by mutual
 5 agreement, pool vacant positions and position classifications
 6 during the course of the fiscal year in order to assist one
 7 another in filling necessary positions.

8 5. If existing capacity limitations are reached in
 9 operating units, a waiting list is in effect for a service or
 10 a special need for which a payment source or other funding
 11 is available for the service or to address the special need,
 12 and facilities for the service or to address the special need
 13 can be provided within the available payment source or other
 14 funding, the superintendent of a state resource center may
 15 authorize opening not more than two units or other facilities
 16 and begin implementing the service or addressing the special
 17 need during fiscal year 2016-2017.

18 Sec. 137. SEXUALLY VIOLENT PREDATORS.

19 1. There is appropriated from the general fund of the
 20 state to the department of human services for the fiscal year
 21 beginning July 1, 2016, and ending June 30, 2017, the following
 22 amount, or so much thereof as is necessary, to be used for the
 23 purpose designated:

24 For costs associated with the commitment and treatment of
 25 sexually violent predators in the unit located at the state
 26 mental health institute at Cherokee, including costs of legal
 27 services and other associated costs, including salaries,
 28 support, maintenance, and miscellaneous purposes, and for not
 29 more than the following full-time equivalent positions:

30	\$	4,946,540
31	FTEs	132.50

32 2. Unless specifically prohibited by law, if the amount
 33 charged provides for recoupment of at least the entire amount
 34 of direct and indirect costs, the department of human services
 35 may contract with other states to provide care and treatment

1 of persons placed by the other states at the unit for sexually
2 violent predators at Cherokee. The moneys received under
3 such a contract shall be considered to be repayment receipts
4 and used for the purposes of the appropriation made in this
5 section.

6 Sec. 138. FIELD OPERATIONS. There is appropriated from the
7 general fund of the state to the department of human services
8 for the fiscal year beginning July 1, 2016, and ending June 30,
9 2017, the following amount, or so much thereof as is necessary,
10 to be used for the purposes designated:

11 For field operations, including salaries, support,
12 maintenance, and miscellaneous purposes, and for not more than
13 the following full-time equivalent positions:

14 \$ 29,460,488
15 FTEs 1,837.00

16 1. As a condition of this appropriation, the department
17 shall make every possible effort to fill the entire number of
18 positions authorized by this section and, unless specifically
19 provided otherwise by an applicable collective bargaining
20 agreement, the department is not subject to any approval
21 requirement external to the department to fill a field
22 operations vacancy within the number of full-time equivalent
23 positions authorized by this section. The department shall
24 report on the first of each month to the chairpersons and
25 ranking members of the appropriations committees of the senate
26 and house of representatives, and the persons designated by
27 this Act for submission of reports concerning the status of
28 filling the positions.

29 2. Priority in filling full-time equivalent positions
30 shall be given to those positions related to child protection
31 services and eligibility determination for low-income families.

32 Sec. 139. GENERAL ADMINISTRATION. There is appropriated
33 from the general fund of the state to the department of human
34 services for the fiscal year beginning July 1, 2016, and ending
35 June 30, 2017, the following amount, or so much thereof as is

1 necessary, to be used for the purpose designated:

2 For general administration, including salaries, support,
3 maintenance, and miscellaneous purposes, and for not more than
4 the following full-time equivalent positions:

5 \$ 7,580,871
6 FTEs 309.00

7 1. Of the funds appropriated in this section, \$19,272 is
8 allocated for the prevention of disabilities policy council
9 created in section 225B.103, if enacted in this or any other
10 Act.

11 2. The department shall report at least monthly to the
12 legislative services agency concerning the department's
13 operational and program expenditures.

14 3. Of the funds appropriated in this section, \$75,000 shall
15 be used to continue the contract for the provision of a program
16 to provide technical assistance, support, and consultation to
17 providers of habilitation services and home and community-based
18 services waiver services for adults with disabilities under the
19 medical assistance program.

20 4. Of the funds appropriated in this section, \$25,000
21 is transferred to the Iowa finance authority to be used
22 for administrative support of the council on homelessness
23 established in section 16.2D and for the council to fulfill its
24 duties in addressing and reducing homelessness in the state.

25 5. Of the funds appropriated in this section, \$125,000
26 is allocated to an Iowa food bank association selected by
27 the department for the purchase of food on behalf of an Iowa
28 emergency feeding organization or for the distribution of
29 moneys to the Iowa emergency feeding organization for the
30 purchase of food. The moneys allocated in this subsection
31 shall be allocated only to the extent that the allocated moneys
32 are matched on a dollar-for-dollar basis. Notwithstanding
33 section 8.33, moneys allocated in this subsection that remain
34 unencumbered or unobligated at the close of the fiscal year
35 shall not revert but shall remain available for expenditure for

1 the purposes designated until the close of the following fiscal
2 year.

3 6. Of the funds appropriated in this section, \$125,000 shall
4 be transferred to and deposited in the administrative fund of
5 the Iowa ABLE savings plan trust created in section 12I.4, if
6 enacted in this or any other Act, to be used for implementation
7 and administration activities of the Iowa ABLE savings plan
8 trust.

9 Sec. 140. VOLUNTEERS. There is appropriated from the
10 general fund of the state to the department of human services
11 for the fiscal year beginning July 1, 2016, and ending June 30,
12 2017, the following amount, or so much thereof as is necessary,
13 to be used for the purpose designated:

14 For development and coordination of volunteer services:

15 \$ 42,343

16 Sec. 141. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
17 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
18 DEPARTMENT OF HUMAN SERVICES.

19 1. a. (1) For the fiscal year beginning July 1, 2016,
20 the total state funding amount for the nursing facility budget
21 shall not exceed \$160,950,003.

22 (2) The department, in cooperation with nursing facility
23 representatives, shall review projections for state funding
24 expenditures for reimbursement of nursing facilities on a
25 quarterly basis and the department shall determine if an
26 adjustment to the medical assistance reimbursement rate is
27 necessary in order to provide reimbursement within the state
28 funding amount for the fiscal year. Notwithstanding 2001
29 Iowa Acts, chapter 192, section 4, subsection 2, paragraph
30 "c", and subsection 3, paragraph "a", subparagraph (2),
31 if the state funding expenditures for the nursing facility
32 budget for the fiscal year are projected to exceed the amount
33 specified in subparagraph (1), the department shall adjust
34 the reimbursement for nursing facilities reimbursed under the
35 case-mix reimbursement system to maintain expenditures of the

1 nursing facility budget within the specified amount for the
2 fiscal year.

3 (3) For the fiscal year beginning July 1, 2016, special
4 population nursing facilities shall be reimbursed in accordance
5 with the methodology in effect on June 30, 2016.

6 (4) For any open or unsettled nursing facility cost report
7 for a fiscal year prior to and including the fiscal year
8 beginning July 1, 2015, including any cost report remanded on
9 judicial review for inclusion of prescription drug, laboratory,
10 or x-ray costs, the department shall offset all reported
11 prescription drug, laboratory, and x-ray costs with any revenue
12 received from Medicare or other revenue source for any purpose.
13 For purposes of this subparagraph, a nursing facility cost
14 report is not considered open or unsettled if the facility did
15 not initiate an administrative appeal under chapter 17A or if
16 any appeal rights initiated have been exhausted.

17 b. (1) For the fiscal year beginning July 1, 2016,
18 the department shall establish the pharmacy dispensing fee
19 reimbursement at \$11.73 per prescription, until a cost of
20 dispensing survey is completed. The actual dispensing fee
21 shall be determined by a cost of dispensing survey performed
22 by the department and required to be completed by all medical
23 assistance program participating pharmacies every two years,
24 adjusted as necessary to maintain expenditures within the
25 amount appropriated to the department for this purpose for the
26 fiscal year.

27 (2) The department shall utilize an average acquisition
28 cost reimbursement methodology for all drugs covered under the
29 medical assistance program in accordance with 2012 Iowa Acts,
30 chapter 1133, section 33.

31 (3) Notwithstanding subparagraph (2), if the centers for
32 Medicare and Medicaid services of the United States department
33 of health and human services (CMS) requires, as a condition
34 of federal Medicaid funding, that the department implement an
35 aggregate federal upper limit (FUL) for drug reimbursement

1 based on the average manufacturer's price (AMP), the department
2 may utilize a reimbursement methodology for all drugs covered
3 under the Medicaid program based on the national average drug
4 acquisition cost (NADAC) methodology published by CMS, in order
5 to assure compliance with the aggregate FUL, minimize outcomes
6 of drug reimbursements below pharmacy acquisition costs, limit
7 administrative costs, and minimize any change in the aggregate
8 reimbursement for drugs. The department may adopt emergency
9 rules to implement this subparagraph.

10 c. (1) For the fiscal year beginning July 1, 2016,
11 reimbursement rates for outpatient hospital services shall
12 remain at the rates in effect on June 30, 2016, subject
13 to Medicaid program upper payment limit rules and adjusted
14 as necessary to maintain expenditures within the amount
15 appropriated to the department for this purpose for the fiscal
16 year.

17 (2) For the fiscal year beginning July 1, 2016,
18 reimbursement rates for inpatient hospital services shall
19 remain at the rates in effect on June 30, 2016, subject
20 to Medicaid program upper payment limit rules and adjusted
21 as necessary to maintain expenditures within the amount
22 appropriated to the department for this purpose for the fiscal
23 year.

24 (3) For the fiscal year beginning July 1, 2016, the graduate
25 medical education and disproportionate share hospital fund
26 shall remain at the amount in effect on June 30, 2016, except
27 that the portion of the fund attributable to graduate medical
28 education shall be reduced in an amount that reflects the
29 elimination of graduate medical education payments made to
30 out-of-state hospitals.

31 (4) In order to ensure the efficient use of limited state
32 funds in procuring health care services for low-income Iowans,
33 funds appropriated in this Act for hospital services shall
34 not be used for activities which would be excluded from a
35 determination of reasonable costs under the federal Medicare

1 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

2 d. For the fiscal year beginning July 1, 2016, reimbursement
3 rates for rural health clinics, hospices, and acute mental
4 hospitals shall be increased in accordance with increases under
5 the federal Medicare program or as supported by their Medicare
6 audited costs.

7 e. For the fiscal year beginning July 1, 2016, independent
8 laboratories and rehabilitation agencies shall be reimbursed
9 using the same methodology in effect on June 30, 2016.

10 f. (1) For the fiscal year beginning July 1, 2016,
11 reimbursement rates for home health agencies shall continue to
12 be based on the Medicare low utilization payment adjustment
13 (LUPA) methodology with state geographic wage adjustments, and
14 updated to reflect the most recent Medicare LUPA rates.

15 (2) For the fiscal year beginning July 1, 2016, rates for
16 private duty nursing and personal care services under the early
17 and periodic screening, diagnostic, and treatment program
18 benefit shall be calculated based on the methodology in effect
19 on June 30, 2016.

20 g. For the fiscal year beginning July 1, 2016, federally
21 qualified health centers shall receive cost-based reimbursement
22 for 100 percent of the reasonable costs for the provision of
23 services to recipients of medical assistance.

24 h. For the fiscal year beginning July 1, 2016, the
25 reimbursement rates for dental services shall remain at the
26 rates in effect on June 30, 2016.

27 i. (1) For the fiscal year beginning July 1, 2016,
28 state-owned psychiatric medical institutions for children shall
29 receive cost-based reimbursement for 100 percent of the actual
30 and allowable costs for the provision of services to recipients
31 of medical assistance.

32 (2) For the nonstate-owned psychiatric medical institutions
33 for children, reimbursement rates shall be based on the
34 reimbursement methodology developed by the department as
35 required for federal compliance.

1 (3) As a condition of participation in the medical
2 assistance program, enrolled providers shall accept the medical
3 assistance reimbursement rate for any covered goods or services
4 provided to recipients of medical assistance who are children
5 under the custody of a psychiatric medical institution for
6 children.

7 j. For the fiscal year beginning July 1, 2016, unless
8 otherwise specified in this Act, all noninstitutional medical
9 assistance provider reimbursement rates shall remain at the
10 rates in effect on June 30, 2016, except for area education
11 agencies, local education agencies, infant and toddler
12 services providers, home and community-based services providers
13 including consumer-directed attendant care providers under a
14 section 1915(c) or 1915(i) waiver, targeted case management
15 providers, and those providers whose rates are required to be
16 determined pursuant to section 249A.20.

17 k. Notwithstanding any provision to the contrary, for the
18 fiscal year beginning July 1, 2016, the reimbursement rate for
19 anesthesiologists shall remain at the rate in effect on June
20 30, 2016.

21 l. For the fiscal year beginning July 1, 2016, the average
22 reimbursement rate for health care providers eligible for use
23 of the federal Medicare resource-based relative value scale
24 reimbursement methodology under section 249A.20 shall remain
25 at the rate in effect on June 30, 2016; however, this rate
26 shall not exceed the maximum level authorized by the federal
27 government.

28 m. For the fiscal year beginning July 1, 2016, the
29 reimbursement rate for residential care facilities shall not
30 be less than the minimum payment level as established by the
31 federal government to meet the federally mandated maintenance
32 of effort requirement. The flat reimbursement rate for
33 facilities electing not to file annual cost reports shall not
34 be less than the minimum payment level as established by the
35 federal government to meet the federally mandated maintenance

1 of effort requirement.

2 n. For the fiscal year beginning July 1, 2016, the
3 reimbursement rates for inpatient mental health services
4 provided at hospitals shall remain at the rates in effect on
5 June 30, 2016, subject to Medicaid program upper payment limit
6 rules; and psychiatrists shall be reimbursed at the medical
7 assistance program fee-for-service rate in effect on June 30,
8 2016.

9 o. For the fiscal year beginning July 1, 2016, community
10 mental health centers may choose to be reimbursed for the
11 services provided to recipients of medical assistance through
12 either of the following options:

13 (1) For 100 percent of the reasonable costs of the services.

14 (2) In accordance with the alternative reimbursement rate
15 methodology established by the medical assistance program's
16 managed care contractor for mental health services and approved
17 by the department of human services.

18 p. For the fiscal year beginning July 1, 2016, the
19 reimbursement rate for providers of family planning services
20 that are eligible to receive a 90 percent federal match shall
21 remain at the rates in effect on June 30, 2016.

22 q. For the fiscal year beginning July 1, 2016, the upper
23 limits on reimbursement rates for providers of home and
24 community-based services waiver services shall remain at the
25 limits in effect on June 30, 2016.

26 r. For the fiscal year beginning July 1, 2016, the
27 reimbursement rates for emergency medical service providers
28 shall remain at the rates in effect on June 30, 2016.

29 s. For the fiscal year beginning July 1, 2016, reimbursement
30 rates for substance-related disorder treatment programs
31 licensed under section 125.13 shall remain at the rates in
32 effect on June 30, 2016.

33 2. For the fiscal year beginning July 1, 2016, the
34 reimbursement rate for providers reimbursed under the
35 in-home-related care program shall not be less than the minimum

1 payment level as established by the federal government to meet
2 the federally mandated maintenance of effort requirement.

3 3. Unless otherwise directed in this section, when the
4 department's reimbursement methodology for any provider
5 reimbursed in accordance with this section includes an
6 inflation factor, this factor shall not exceed the amount
7 by which the consumer price index for all urban consumers
8 increased during the calendar year ending December 31, 2002.

9 4. For the fiscal year beginning July 1, 2016, the foster
10 family basic daily maintenance rate and the maximum adoption
11 subsidy rate for children ages 0 through 5 years shall be
12 \$16.78, the rate for children ages 6 through 11 years shall be
13 \$17.45, the rate for children ages 12 through 15 years shall
14 be \$19.10, and the rate for children and young adults ages 16
15 and older shall be \$19.35. For youth ages 18 to 21 who have
16 exited foster care, the preparation for adult living program
17 maintenance rate shall be \$602.70 per month. The maximum
18 payment for adoption subsidy nonrecurring expenses shall be
19 limited to \$500 and the disallowance of additional amounts
20 for court costs and other related legal expenses implemented
21 pursuant to 2010 Iowa Acts, chapter 1031, section 408, shall
22 be continued.

23 5. For the fiscal year beginning July 1, 2016, the maximum
24 reimbursement rates for social services providers under
25 contract shall remain at the rates in effect on June 30, 2016,
26 or the provider's actual and allowable cost plus inflation for
27 each service, whichever is less. However, if a new service
28 or service provider is added after June 30, 2016, the initial
29 reimbursement rate for the service or provider shall be based
30 upon a weighted average of provider rates for similar services.

31 6. For the fiscal year beginning July 1, 2016, the
32 reimbursement rates for resource family recruitment and
33 retention contractors, child welfare emergency services
34 contractors, and supervised apartment living foster care
35 providers shall remain at the rates in effect on June 30, 2016.

1 7. For the fiscal year beginning July 1, 2016, the
2 reimbursement rate for safety plan services and family safety,
3 risk, and permanency services (family-centered) shall be as
4 follows:

5 a. The statewide base monthly payment amount for all
6 family safety, risk, and permanency services (family-centered)
7 contractors shall be the rate in effect on June 30, 2016.

8 (1) Family safety, risk, and permanency services
9 Performance Measure 1 payments shall be the rate in effect on
10 June 30, 2016.

11 (2) Family safety, risk, and permanency services
12 Performance Measure 2 payments shall be the rate in effect on
13 June 30, 2016.

14 (3) Family safety, risk, and permanency services
15 Performance Measure 3 payments shall be the rate in effect on
16 June 30, 2016.

17 (4) Family safety, risk, and permanency services
18 Performance Measure 4 payments shall be the rate in effect on
19 June 30, 2016.

20 b. The maximum reimbursement unit rate for safety plan
21 services shall be the rate in effect on June 30, 2016.

22 (1) Safety plan services Performance Measure 1 payments
23 shall be the rate in effect on June 30, 2016.

24 (2) Safety plan services Performance Measure 2 payments
25 shall be the rate in effect on June 30, 2016.

26 8. a. For the purposes of this subsection, "combined
27 reimbursement rate" means the combined service and maintenance
28 reimbursement rate for a service level under the department's
29 reimbursement methodology. Effective July 1, 2016, the
30 combined reimbursement rate for a group foster care service
31 level shall be the amount designated in this subsection.
32 However, if a group foster care provider's reimbursement rate
33 for a service level as of June 30, 2016, is more than the rate
34 designated in this subsection, the provider's reimbursement
35 shall remain at the higher rate.

1 b. Unless a group foster care provider is subject to the
2 exception provided in paragraph "a", effective July 1, 2016,
3 the combined reimbursement rates for the service levels under
4 the department's reimbursement methodology shall be as follows:

5 (1) For service level, community - D1, the daily rate shall
6 be at least \$84.17.

7 (2) For service level, comprehensive - D2, the daily rate
8 shall be at least \$119.09.

9 (3) For service level, enhanced - D3, the daily rate shall
10 be at least \$131.09.

11 9. The group foster care reimbursement rates paid for
12 placement of children out of state shall be calculated
13 according to the same rate-setting principles as those used for
14 in-state providers, unless the director of human services or
15 the director's designee determines that appropriate care cannot
16 be provided within the state. The payment of the daily rate
17 shall be based on the number of days in the calendar month in
18 which service is provided.

19 10. a. For the fiscal year beginning July 1, 2016, the
20 reimbursement rate paid for shelter care and the child welfare
21 emergency services implemented to provide or prevent the need
22 for shelter care shall be established by contract.

23 b. For the fiscal year beginning July 1, 2016, the combined
24 service and maintenance components of the reimbursement rate
25 paid for shelter care services shall be based on the financial
26 and statistical report submitted to the department. The
27 maximum reimbursement rate shall be \$101.83 per day. The
28 department shall reimburse a shelter care provider at the
29 provider's actual and allowable unit cost, plus inflation, not
30 to exceed the maximum reimbursement rate.

31 c. Notwithstanding section 232.141, subsection 8, for the
32 fiscal year beginning July 1, 2016, the amount of the statewide
33 average of the actual and allowable rates for reimbursement of
34 juvenile shelter care homes that is utilized for the limitation
35 on recovery of unpaid costs shall remain at the amount in

1 effect for this purpose in the fiscal year beginning July 1,
2 2015.

3 11. For the fiscal year beginning July 1, 2016, the
4 department shall calculate reimbursement rates for intermediate
5 care facilities for persons with an intellectual disability
6 at the 80th percentile. Beginning July 1, 2016, the rate
7 calculation methodology shall utilize the consumer price index
8 inflation factor applicable to the fiscal year beginning July
9 1, 2016.

10 12. For the fiscal year beginning July 1, 2016, for child
11 care providers reimbursed under the state child care assistance
12 program, the department shall set provider reimbursement
13 rates based on the rate reimbursement survey completed in
14 December 2004. Effective July 1, 2016, the child care provider
15 reimbursement rates shall remain at the rates in effect on June
16 30, 2016. The department shall set rates in a manner so as
17 to provide incentives for a nonregistered provider to become
18 registered by applying the increase only to registered and
19 licensed providers.

20 13. For the fiscal year beginning July 1, 2016, if the
21 centers for Medicare and Medicaid services of the United
22 States department of health and human services approves the
23 waivers necessary to implement medical assistance program
24 managed care applicable to any providers or services subject to
25 reimbursement under this section, notwithstanding any provision
26 to the contrary under this section, affected providers or
27 services shall instead be reimbursed as follows:

28 a. For fee-for-service claims, reimbursement rates shall
29 be calculated based on the methodology otherwise specified in
30 this section for the fiscal year beginning July 1, 2016, for
31 the respective provider or service.

32 b. For claims subject to a managed care contract,
33 reimbursement shall be based on the actuarially sound
34 capitation rates established under the contract. However,
35 any reimbursement established under such contract shall not

1 be lower than the reimbursement otherwise specified in this
2 section for the fiscal year beginning July 1, 2016, for the
3 respective provider or service.

4 14. The department may adopt emergency rules to implement
5 this section.

6 Sec. 142. EMERGENCY RULES.

7 1. If specifically authorized by a provision of this
8 division of this Act, the department of human services or
9 the mental health and disability services commission may
10 adopt administrative rules under section 17A.4, subsection
11 3, and section 17A.5, subsection 2, paragraph "b", to
12 implement the provisions of this division of this Act and
13 the rules shall become effective immediately upon filing or
14 on a later effective date specified in the rules, unless the
15 effective date of the rules is delayed or the applicability
16 of the rules is suspended by the administrative rules review
17 committee. Any rules adopted in accordance with this section
18 shall not take effect before the rules are reviewed by the
19 administrative rules review committee. The delay authority
20 provided to the administrative rules review committee under
21 section 17A.4, subsection 7, and section 17A.8, subsection 9,
22 shall be applicable to a delay imposed under this section,
23 notwithstanding a provision in those sections making them
24 inapplicable to section 17A.5, subsection 2, paragraph "b".
25 Any rules adopted in accordance with the provisions of this
26 section shall also be published as a notice of intended action
27 as provided in section 17A.4.

28 2. If during a fiscal year, the department of human
29 services is adopting rules in accordance with this section
30 or as otherwise directed or authorized by state law, and the
31 rules will result in an expenditure increase beyond the amount
32 anticipated in the budget process or if the expenditure was
33 not addressed in the budget process for the fiscal year, the
34 department shall notify the persons designated by this division
35 of this Act for submission of reports, the chairpersons and

1 ranking members of the committees on appropriations, and
2 the department of management concerning the rules and the
3 expenditure increase. The notification shall be provided at
4 least 30 calendar days prior to the date notice of the rules
5 is submitted to the administrative rules coordinator and the
6 administrative code editor.

7 Sec. 143. REPORTS. Any reports or other information
8 required to be compiled and submitted under this Act during the
9 fiscal year beginning July 1, 2016, shall be submitted to the
10 chairpersons and ranking members of the joint appropriations
11 subcommittee on health and human services, the legislative
12 services agency, and the legislative caucus staffs on or
13 before the dates specified for submission of the reports or
14 information.

15 Sec. 144. EFFECTIVE UPON ENACTMENT. The following
16 provisions of this division of this Act, being deemed of
17 immediate importance, take effect upon enactment:

18 1. The provision relating to section 232.141 and directing
19 the state court administrator and the division administrator of
20 the department of human services division of child and family
21 services to make the determination, by June 15, 2016, of the
22 distribution of funds allocated for the payment of the expenses
23 of court-ordered services provided to juveniles which are a
24 charge upon the state.

25 DIVISION XXXV

26 HEALTH CARE ACCOUNTS AND FUNDS — FY 2016-2017

27 Sec. 145. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
28 appropriated from the pharmaceutical settlement account created
29 in section 249A.33 to the department of human services for the
30 fiscal year beginning July 1, 2016, and ending June 30, 2017,
31 the following amount, or so much thereof as is necessary, to be
32 used for the purpose designated:

33 Notwithstanding any provision of law to the contrary, to
34 supplement the appropriations made in this Act for medical
35 contracts under the medical assistance program for the fiscal

1 year beginning July 1, 2016, and ending June 30, 2017:

2 \$ 250,000

3 Sec. 146. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF
4 HUMAN SERVICES. Notwithstanding any provision to the contrary
5 and subject to the availability of funds, there is appropriated
6 from the quality assurance trust fund created in section
7 249L.4 to the department of human services for the fiscal year
8 beginning July 1, 2016, and ending June 30, 2017, the following
9 amounts, or so much thereof as is necessary, for the purposes
10 designated:

11 To supplement the appropriation made in this Act from the
12 general fund of the state to the department of human services
13 for medical assistance for the same fiscal year:

14 \$ 18,352,604

15 Sec. 147. HOSPITAL HEALTH CARE ACCESS TRUST FUND —
16 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
17 the contrary and subject to the availability of funds, there is
18 appropriated from the hospital health care access trust fund
19 created in section 249M.4 to the department of human services
20 for the fiscal year beginning July 1, 2016, and ending June
21 30, 2017, the following amounts, or so much thereof as is
22 necessary, for the purposes designated:

23 To supplement the appropriation made in this Act from the
24 general fund of the state to the department of human services
25 for medical assistance for the same fiscal year:

26 \$ 17,350,000

27 Sec. 148. MEDICAL ASSISTANCE PROGRAM — NONREVERSION
28 FOR FY 2016-2017. Notwithstanding section 8.33, if moneys
29 appropriated for purposes of the medical assistance program for
30 the fiscal year beginning July 1, 2016, and ending June 30,
31 2017, from the general fund of the state, the quality assurance
32 trust fund and the hospital health care access trust fund, are
33 in excess of actual expenditures for the medical assistance
34 program and remain unencumbered or unobligated at the close
35 of the fiscal year, the excess moneys shall not revert but

1 shall remain available for expenditure for the purposes of the
2 medical assistance program until the close of the succeeding
3 fiscal year.

4 DIVISION XXXVI

5 PROPERTY TAX RELIEF FUND — BLOCK GRANT MONEYS — MENTAL HEALTH
6 INSTITUTES

7 Sec. 149. MENTAL HEALTH INSTITUTES. The moneys transferred
8 to the property tax relief fund for the fiscal year beginning
9 July 1, 2016, from the federal social services block grant
10 pursuant to 2015 Iowa Acts, House File 630, if enacted, and
11 from the federal temporary assistance for needy families block
12 grant, totaling at least \$11,774,275, are appropriated to the
13 department of human services for the fiscal year beginning July
14 1, 2016, and ending June 30, 2017, to be used for the purposes
15 designated:

16 1. For the state mental health institute at Clarinda for
17 salaries, support, maintenance, and miscellaneous purposes:
18 \$ 2,418,254
19 2. For the state mental health institute at Mount Pleasant
20 for salaries, support, maintenance, and miscellaneous purposes,
21 and for not more than the following full-time equivalent
22 positions:

23 \$ 3,468,884
24 FTEs 97.68

25 DIVISION XXXVII

26 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS

27 Sec. 150. PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. As a
28 condition of the appropriations in this 2016 Act, the moneys
29 appropriated and any other moneys available shall not be used
30 for payment of a personnel settlement agreement that contains a
31 confidentiality provision intended to prevent public disclosure
32 of the agreement or any terms of the agreement.

33 EXPLANATION

34 The inclusion of this explanation does not constitute agreement with
35 the explanation's substance by the members of the general assembly.

1 This bill relates to appropriations for health and human
2 services made in fiscal years 2015-2016 and 2016-2017 to the
3 department of veterans affairs, Iowa veterans home, department
4 on aging (IDA), office of long-term care ombudsman, department
5 of public health (DPH), Iowa finance authority, department of
6 human rights, and department of human services (DHS).

7 The bill is organized into divisions.

8 DEPARTMENT ON AGING. These divisions make appropriations
9 from the general fund of the state for the department on aging
10 for FY 2015-2016 and FY 2016-2017.

11 OFFICE OF LONG-TERM CARE OMBUDSMAN. These divisions make
12 appropriations from the general fund of the state for the
13 office of long-term care ombudsman for FY 2015-2016 and FY
14 2016-2017.

15 DEPARTMENT OF PUBLIC HEALTH. These divisions make
16 appropriations from the general fund of the state for the
17 department of public health for FY 2015-2016 and FY 2016-2017.

18 DEPARTMENT OF VETERANS AFFAIRS AND IOWA VETERANS HOME.
19 These divisions make appropriations from the general fund
20 of the state for the department of veterans affairs for
21 FY 2015-2016 and FY 2016-2017 for administration, the Iowa
22 veterans home, for transfer to the Iowa finance authority for
23 the home ownership assistance program, and for the county
24 commissions of veterans affairs.

25 DEPARTMENT OF HUMAN SERVICES. These divisions make
26 appropriations from the general fund of the state and the
27 federal temporary assistance for needy families block grant to
28 DHS for FY 2015-2016 and FY 2016-2017. The allocation for the
29 family development and self-sufficiency grant program is made
30 directly to the department of human rights. The reimbursement
31 section addresses reimbursement for providers reimbursed by the
32 department of human services. The bill provides for separate
33 appropriations for medical assistance program costs and other
34 departmental expenditures associated with the redesign of
35 mental health and disability services and for Iowa health and

1 wellness plan expenditures.

2 HEALTH CARE ACCOUNTS AND FUND. These divisions make
3 certain health-related appropriations for FY 2015-2016 and
4 FY 2016-2017. A number of the appropriations are made for
5 purposes of the medical assistance (Medicaid) program in
6 addition to the general fund appropriations made for this
7 purpose for the same fiscal year.

8 MEDICAL ASSISTANCE PROGRAM NONREVERSION. These divisions
9 provide that if the total amounts appropriated from all sources
10 for the Medicaid program for FY 2015-2016 or FY 2016-2017
11 exceed the amount needed, the excess remains available to be
12 used for the program in the succeeding fiscal year.

13 MEDICAL HOME SYSTEM ADVISORY COUNCIL. This division amends
14 the Code to rename the medical home system advisory council the
15 patient-centered health advisory council.

16 PRIOR YEAR APPROPRIATIONS AND OTHER PRIOR PROVISIONS. This
17 division includes amendments to appropriations and other
18 provisions made in prior years. The division is effective upon
19 enactment and is retroactively applicable to July 1, 2014, and
20 includes:

21 DECATEGORYIZATION CARRYOVER FUNDING. This division directs
22 that moneys remaining in the funding pool that are unencumbered
23 or unobligated at the close of FY 2012-2013 and were deemed
24 carryover funds do not revert to the general fund of the state
25 but are transferred to the Medicaid program for FY 2014-2015.

26 ADJUSTMENT OF AMOUNTS OF PRIOR APPROPRIATIONS AND
27 ALLOCATIONS. The division adjusts amounts appropriated
28 and allocated for FY 2014-2015 for community mental health
29 services, the temporary assistance for needy families program,
30 the child support recovery unit, Medicaid, medical contracts,
31 state supplementary assistance, the children's health insurance
32 program/healthy and well kids in Iowa program, child care
33 assistance, juvenile child in need of assistance placements,
34 child and family services, adoption subsidy, family support
35 subsidy, field operations, general administration, the

1 pharmaceutical settlement account, and the quality assurance
2 trust fund.

3 MENTAL HEALTH AND DISABILITY SERVICES REGIONAL FUNDING
4 APPROPRIATION. This division provides that for FFY 2014-2015,
5 FFY 2015-2016, and FFY 2016-2017, from the federal social
6 services block grant, if allocated, moneys in an amount
7 totaling at least \$11,774,275 annually, are appropriated to DHS
8 for each of the state fiscal years beginning July 1, 2015, and
9 July 1, 2016, to be distributed to mental health and disability
10 service regions through the property tax relief fund for mental
11 health and disability services in accordance with Code section
12 426B.3.

13 QUALITY ASSURANCE ASSESSMENT. This division establishes
14 the aggregate quality assurance assessments imposed on nursing
15 facilities at 3 percent of the aggregate non-Medicare revenues
16 of a nursing facility. Current law provides for a range in
17 establishing the amount.

18 HEALTH OVERSIGHT. This division establishes a committee
19 comprised of legislators to provide oversight for health
20 policy in the state. The division also specifies limitations
21 on the use of capitated payments to Medicaid managed care
22 organizations. The division provides for an interagency study
23 to develop a proposal for a health consumer ombudsman alliance,
24 for third-party assessment of consumer service plans, and for
25 assistance and advocacy relating to long-term services and
26 supports.

27 AUTISM. This division amends provisions of the autism
28 support program (Code chapter 225D). The division amends
29 the definition of "autism service provider" to include a
30 board-certified assistant behavior analyst who performs duties
31 under the supervision of a board-certified behavior analyst
32 and eliminates the inclusion of a health professional licensed
33 under Code chapter 147 from the definition. The division also
34 increases the age limit for an eligible child from 9 to 15
35 years, and provides that proof of eligibility for the program

1 includes a written denial or a coverage of benefits summary
2 that indicates that applied behavioral analysis treatment is
3 not covered under the individual's coverage.

4 OFFICE OF SUBSTITUTE DECISION MAKER. This division extends
5 from July 1, 2015, to July 1, 2017, the date by which local
6 offices of the office of substitute decision maker are to be
7 established statewide.

8 DEMENTIA WORKFORCE. This division provides for the
9 establishment of an interagency dementia-proficient workforce
10 task force to review recommendations for a standard curriculum
11 model for dementia education, identify staff who should
12 have some level of dementia proficiency, and develop an
13 implementation plan to transition toward competency-based
14 dementia curricula and training to achieve dementia proficiency
15 across the care continuum. The task force is directed to
16 submit its recommendations to the governor and the general
17 assembly by December 15, 2015.

18 PHARMACEUTICAL COLLECTION AND DISPOSAL PROGRAM. This
19 division increases the codified limitation on the portion
20 of certain fees collected by the board of pharmacy that may
21 be used for administering the pharmaceutical collection and
22 disposal program from \$125,000 to \$175,000.

23 MEDICAID STATE PLAN — FAMILY PLANNING. This division
24 directs the department of human services to amend the Medicaid
25 state plan to include the eligibility provisions of the Iowa
26 family planning network section 1115 demonstration waiver in
27 effect on January 1, 2015. The state plan amendment would be
28 effective no later than January 1, 2016. DHS is to implement
29 the state plan amendment upon receipt of federal approval.
30 This division takes effect upon enactment.

31 IOWA ABLE SAVINGS PLAN TRUST. This division creates an
32 Iowa ABLE (Achieving A Better Life Experience) savings plan
33 trust and provides for various Iowa individual income tax and
34 inheritance tax benefits.

35 BACKGROUND. On December 19, 2014, the federal Achieving

1 A Better Life Experience Act of 2014 (ABLE Act) was enacted
2 as part of the federal Tax Increase Prevention Act of 2014
3 (Pub. L. No. 113-295). The ABLE Act allows states to create
4 programs to assist individuals in saving private funds for
5 the purpose of supporting individuals with disabilities.
6 Qualifying state programs will allow for the establishment
7 of accounts into which eligible disabled individuals or
8 others may make contributions for the payment of future
9 disability-related expenses of the eligible disabled
10 individual. Funds and earnings in accounts established
11 under qualifying state programs are afforded federal benefits
12 in certain circumstances, including federal tax exemption,
13 bankruptcy protection, and exclusion from consideration under
14 certain means-tested programs, such as Medicaid or supplemental
15 security income.

16 IOWA ABLE SAVINGS PLAN TRUST. The division creates the Iowa
17 ABLE savings plan trust (trust) under the treasurer of state
18 (state treasurer) that will meet the requirements of §529A of
19 the Internal Revenue Code (federal ABLE program). The state
20 treasurer is the trustee of the trust and has numerous powers,
21 as specified in the division, for the purpose of carrying out
22 the purpose of the trust.

23 The trust is authorized to enter into participation
24 agreements beginning July 1, 2016, with individuals for the
25 payment of future qualified disability expenses, and to enter
26 into contracts with other states (contracting state) to allow
27 these states' residents access to the Iowa ABLE program.
28 "Qualified disability expenses" means the same as defined
29 under the federal ABLE program, which generally defines the
30 term to include expenses related to a designated beneficiary's
31 education, housing, transportation, employment training and
32 support, assistive technology and personal support services,
33 health, prevention and wellness, financial management and
34 administrative services, legal fees, expenses for oversight and
35 monitoring, funeral and burial expenses, and other expenses

1 approved by the secretary of the United States treasury
2 (secretary).

3 Unless otherwise allowed under the federal ABLE program,
4 the person with whom the state treasurer enters into a
5 participation agreement must be both the account owner and
6 designated beneficiary. However, the division allows a trustee
7 or legal guardian to be designated as custodian of an account
8 for a designated beneficiary who is a minor or who lacks
9 capacity to enter into a participation agreement, provided
10 such designation would be allowed under the federal ABLE
11 program. "Designated beneficiary" is defined in the division
12 as a person who is a resident of Iowa or a contracting state
13 and who qualifies as an eligible individual under the federal
14 ABLE program, which includes individuals who are entitled
15 to benefits based on blindness or disability under Title II
16 (disability insurance) or Title XVI (supplemental security
17 income) of the federal Social Security Act if such blindness
18 or disability occurred before attaining 26 years of age, and
19 if such individual files a disability certification with the
20 secretary.

21 The division requires the state treasurer to maintain a
22 separate account in the trust for each designated beneficiary
23 of a participation agreement. Unless otherwise allowed under
24 the federal ABLE program, only one participation agreement
25 shall be allowed per designated beneficiary. Any person is
26 allowed to make contributions in the form of cash to an account
27 on behalf of a designated beneficiary. The trust is required
28 to maintain limits on the annual contributions to an account,
29 and the aggregate balance in an account, matching those set
30 forth in the federal ABLE program, which prohibits annual
31 contributions to an account from exceeding the annual gift tax
32 exclusion amount (\$14,000 for 2015), and prohibits an aggregate
33 account balance from exceeding the limit set by a state under
34 its qualified tuition program (currently \$320,000 for Iowa).

35 The division also permits the treasurer of state to defer

1 implementation of the Iowa ABLE program and alternatively enter
2 into an agreement with another state's qualified ABLE program
3 to provide Iowa residents access to that state's program, if
4 certain requirements specified in the division are satisfied.

5 The division provides other various terms and conditions for
6 participation agreements, use and segregation of trust funds,
7 cancellation of agreements and refund of account balances, and
8 ownership rights in the trust. The division provides that
9 an account may be claimed by the Iowa Medicaid program upon
10 the death of the designated beneficiary, in accordance with
11 the federal ABLE program. The division requires the state
12 treasurer to prepare and submit audited financial reports to
13 the governor and general assembly, and further requires the
14 state treasurer to comply with any reporting requirements of
15 the federal ABLE program.

16 IOWA TAX BENEFITS. The division provides several tax
17 benefits under the trust. First, the value of any interest
18 in the trust or other contracted state's qualified ABLE
19 program of a decedent who was an Iowa resident dying on or
20 after January 1, 2016, is excluded from the Iowa inheritance
21 tax. Second, contributions to the trust or other contracted
22 state's qualified ABLE program made on or after January 1,
23 2016, on behalf of a designated beneficiary who is an Iowa
24 resident are deductible from the Iowa individual income tax
25 up to the maximum amount allowed per beneficiary per year for
26 purposes of the Iowa educational savings plan trust in Code
27 chapter 12D. For 2015, that amount is set at \$3,163. Any
28 amounts refunded to a taxpayer from the cancellation of a
29 participation agreement or that are withdrawn for purposes
30 other than the payment of qualified disability expenses of the
31 designated beneficiary must be included in Iowa net income to
32 the extent they were previously deducted by the taxpayer or any
33 other person as a contribution. Third, income and earnings
34 from the trust or received by resident account owners from a
35 contracted state's qualified ABLE program are exempt from the

1 Iowa individual income tax. The individual income tax benefits
2 apply to tax years beginning on or after January 1, 2016.

3 CONTINGENT IMPLEMENTATION. The implementation of the
4 division is subject to an appropriation with the purpose of the
5 trust stated.

6 CHILD CARE ASSISTANCE. The division requires the department
7 of human services to amend its administrative rules relating to
8 income eligibility for state child care assistance, according
9 to family size for children needing basic care, to families
10 whose nonexempt gross monthly income does not exceed 160
11 percent of the federal poverty level. The division makes a
12 conforming Code change to Code section 237A.13 relating to
13 waiting lists for state child care assistance.

14 COUNTY MENTAL HEALTH AND DISABILITIES SERVICES FUNDING
15 — EQUALIZATION AND MEDICAID OFFSET. The mental health and
16 disability services (MH/DS) levy limitations and equalization
17 payment provisions based on general population funding of
18 \$47.28 per capita are currently in effect through FY 2015-2016.
19 This division amends Code sections 331.424A, relating to
20 the MH/DS levy, and 426B.3, relating to per capita funding,
21 equalization, and Medicaid offset, to extend these provisions
22 by one year to FY 2016-2017. The division eliminates the
23 county repayment of Medicaid offset amounts in Code section
24 426B.3, subsection 5, to the state effective July 1, 2015.

25 MEDICAID OFFSET PAYMENTS — PROPERTY TAX RELIEF FUND
26 APPROPRIATIONS. This division makes appropriations from the
27 moneys credited to the property tax relief fund in the form
28 of county Medicaid offset payments for the FY 2015-2016. The
29 moneys are appropriated to DHS for reductions in the waiting
30 lists of all Medicaid home and community-based services
31 waivers; for a grant for a public awareness campaign regarding
32 the signs of Alzheimer's disease and other related dementias
33 and the resources available to people living with Alzheimer's
34 disease and other related dementias; for development of an
35 application for a planning grant through the substance abuse

1 and mental health services administration of the United States
2 department of health and human services to participate in
3 a two-year pilot for certified community behavioral health
4 clinics. The division provides that moneys credited to
5 the property tax relief fund in the form of county Medicaid
6 offset payments for FY 2015-2016 shall be distributed to a
7 mental health and disability services region if 25 percent of
8 the region's FY 2015-2016 projected expenditures exceed the
9 region's FY 2015-2016 projected fund balance.

10 PROPERTY TAX RELIEF FUND — BLOCK GRANT FUNDS — MENTAL
11 HEALTH INSTITUTES APPROPRIATIONS. This division provides for
12 the appropriation of moneys transferred to the property tax
13 relief fund from the federal social services block grant for
14 FY 2015-2016 to the mental health institutes at Mount Pleasant
15 and Clarinda.

16 CHILD WELFARE ADVISORY COMMITTEE. This division requires
17 the child welfare advisory committee of the council on human
18 services to study procedures in the department of human
19 services for receiving complaints from families involved
20 in guardianship, placement, and custody proceedings, the
21 specificity and clarity of court orders issued in foster care
22 placement cases, caseload trends of social workers including
23 an analysis of how Iowa compares nationally and with best
24 practices as defined by national associations, and immunity
25 provisions for social workers employed by the department of
26 human services and basic qualifications of social workers
27 employed by the department of human services. The committee is
28 required to submit a report with findings and recommendations
29 to the governor and general assembly on or before December 15,
30 2015.

31 COVERAGE OF SERVICES PROVIDED BY A PHYSICAL THERAPIST,
32 OCCUPATIONAL THERAPIST, OR SPEECH PATHOLOGIST. This division
33 provides that a policy, contract, or plan providing for
34 third-party payment or prepayment of health or medical
35 expenses shall not impose a copayment or coinsurance amount

1 on an insured for services provided by a physical therapist,
2 occupational therapist, or speech pathologist that is greater
3 than the copayment or coinsurance amount imposed on the insured
4 for services rendered by a person engaged in the practice of
5 medicine and surgery or osteopathic medicine and surgery for
6 the same or a similar diagnosed condition even if a different
7 nomenclature is used to describe the condition for which the
8 services are provided.

9 The division applies to specified individual and group
10 policies, contracts, and plans that are issued for delivery,
11 continued, or renewed in this state on or after July 1, 2015.

12 CHILDREN'S MENTAL HEALTH AND WELL-BEING WORKGROUP. This
13 division directs the department of human services, in
14 cooperation with the departments of education and public
15 health, to facilitate a workgroup of stakeholders to study
16 and make recommendations relating to children's mental health
17 and well-being in the state. The division specifies the
18 issues that may be considered by the workgroup, including a
19 strategic plan for data systems; a comprehensive system of
20 care for children that incorporates a coordinated response to
21 mental health issues across many disciplines, and specifically
22 addresses the effects of adverse childhood experiences
23 and extreme child poverty and homelessness; and increasing
24 awareness of and creating strategies to address child mental
25 health and well-being. The workgroup is directed to review
26 the 2014 report of the children's defense fund on the state
27 of America's children and the most complex issues affecting
28 children's health and well-being and to develop and recommend
29 proactive strategies to address the information presented. The
30 workgroup is directed to submit a report to the governor and
31 the general assembly by December 15, 2015.

32 PREVENTION OF DISABILITIES POLICY COUNCIL. This division
33 relates to the prevention of disabilities policy council.

34 In 1991, the general assembly established the prevention
35 of disabilities council (council) in Code chapter 225B. The

1 council was created to establish a system to coordinate
2 prevention of disability activities among state departments and
3 to assist the governor and the general assembly in determining
4 priorities and establishing policies for the prevention of
5 disabilities.

6 The division amends provisions in Code chapter 225B relating
7 to prevention activities of the council, council membership,
8 duties, and coordination efforts with state agencies and
9 disability groups, and related definitions.

10 The division defines prevention activities of the council
11 to include policies, programs, and practices that prevent a
12 disability or a condition that leads to a disability from
13 occurring; that identify a disability or a condition that leads
14 to a disability early on so that the intervention can eliminate
15 the risk of a disability or minimize the disability's effect;
16 or that reduce the effects of a disability on an individual's
17 health and independence. The division amends the definition of
18 a disability to be the same as the federal definition under the
19 federal Americans with Disabilities Act (42 U.S.C. §12102).

20 The division provides that the council replaces the current
21 Iowa developmental disabilities council, to be abolished by
22 law July 1, 2015, in providing recommendations for individual
23 appointments of voting members to the council and council
24 membership is expanded to include ex officio representatives
25 from the department on aging, and the departments of education,
26 public health, and human services.

27 The duties of the council are expanded to include reviewing
28 the prevention of disabilities activities of public and
29 private entities and providing recommendations to optimize
30 the planning, implementation, and evaluation of prevention of
31 disabilities efforts; promoting cooperative and complementary
32 planning among the public, nonpublic, and volunteer sectors
33 involved in prevention of disabilities activities; facilitating
34 coordination of prevention of disabilities activities
35 among state departments to develop an integrated system of

1 care; providing support and technical assistance to public
2 or nonpublic entities to identify, seek, implement, and
3 evaluate state, federal, and private grants for prevention
4 of disabilities activities; encouraging research into the
5 causes and prevention of disabilities, including methods to
6 evaluate the effectiveness of prevention efforts; and promoting
7 professional and provider training in evidence-based prevention
8 of disabilities measures and assure adequate dissemination of
9 such to appropriate entities.

10 The division provides that the directors or deputy directors
11 of the state department on aging, and the departments of
12 education, human services, and public health shall meet at
13 least annually with the council to provide updates to the
14 council regarding the status of prevention of disabilities
15 policies and receive new policy and program recommendations
16 from the council regarding the prevention of disabilities.
17 Chairpersons and staff of public and private state disability
18 groups are encouraged to meet with the council annually
19 to identify ways to incorporate prevention of disabilities
20 activities within Iowa's disabilities services system and
21 to assist in developing a policy agenda for prevention of
22 disabilities system improvements.

23 The division directs the department of human services to
24 adopt rules to implement the division, subject to council
25 approval.

26 FACILITY FOR PERSONS WITH AGGRESSIVE OR PSYCHIATRIC
27 BEHAVIORS — INTERIM COMMITTEE — REPORT. This division
28 relates to the housing of persons who are sexually aggressive
29 or combative or who have unmet geropsychiatric needs. The
30 division requests the legislative council to establish
31 an interim legislative study committee relating to the
32 establishment of one or more facilities to provide care and
33 treatment for persons who are sexually aggressive, combative,
34 or who have unmet geropsychiatric needs. The study committee
35 shall receive testimony from certain stakeholders with

1 interests or expertise in the resident population identified
2 for care and treatment, and shall specifically address and
3 make recommendations relating to the characteristics of the
4 residents for such a facility and the size of the resident
5 population to be served; options for creating a new facility
6 or expanding an existing facility; workforce recruitment,
7 training, and compensation issues; Medicaid reimbursement
8 qualifications; and any other information deemed appropriate
9 by the committee.

10 The committee must provide a report of findings and
11 recommendations to the governor and general assembly by January
12 1, 2016.

13 ANATOMICAL GIFT PUBLIC AWARENESS AND TRANSPLANTATION FUND.

14 This division provides that instead of a limitation of not
15 more than 50 percent, any unobligated moneys in the anatomical
16 gift public awareness and transplantation fund, annually, may
17 be expended in the form of grants to transplant recipients,
18 transplant candidates, or living organ donors, or to legal
19 representatives on behalf of transplant recipients, transplant
20 candidates, or living organ donors. Such grants are based on
21 grant applications submitted with supporting documentation
22 provided by a hospital that performs transplants, verifying
23 that the person by or for whom the application is submitted
24 requires a transplant or is a living organ donor and specifying
25 the amount of the costs associated with the costs of the organ
26 transplantation procedure, the costs of post-transplantation
27 drug or other therapy, and other transplantation costs
28 including but not limited to food, lodging, and transportation,
29 if funds are not available from any other third-party payor.
30 Under current law, not more than 5 percent of the moneys in
31 the fund may be used by the Iowa department of public health
32 for administrative costs and of the remaining moneys in the
33 fund, not more than 20 percent annually may be expended in
34 the form of grants to state agencies or to nonprofit legal
35 entities with an interest in anatomical gift public awareness

1 and transplantation to conduct public awareness projects; and
2 not more than 30 percent annually may be expended in the form
3 of grants to hospitals for reimbursement for costs directly
4 related to the development of in-hospital anatomical gift
5 public awareness projects, anatomical gift referral protocols,
6 and associated administrative expenses.

7 HOSPITAL AND LONG-TERM CARE PHARMACY PRACTICE —
8 PNEUMOCOCCAL VACCINES. This division directs the board of
9 pharmacy to adopt rules pursuant to chapter 17A relating to
10 hospital and long-term care pharmacy practice that allow,
11 as authorized by federal law, in addition to influenza and
12 pneumococcal polysaccharide vaccines, that a written or verbal
13 patient-specific medication administration order shall not
14 be required prior to administration to an adult patient of
15 pneumococcal conjugate vaccine pursuant to physician-approved
16 hospital or facility policy and after the patient has been
17 assessed for contraindications.

18 HEALTHY AND WELL KIDS IN IOWA PROGRAM — CONTINUED
19 ENROLLMENT. This division provides that at the end of the
20 12-month eligibility period when a child's family circumstances
21 are subject to review to determine continued eligibility,
22 pending such review, the child shall continue to be eligible
23 for and remain enrolled in the same plan if the family complies
24 with requirements to provide information and verification of
25 income, otherwise cooperates in the annual review process,
26 and submits the completed review form and any information
27 necessary to establish continued eligibility in a timely manner
28 in accordance with administrative rules.

29 PERSONNEL SETTLEMENT AGREEMENT PAYMENTS. This division
30 provides that as a condition of the appropriations in the
31 Act, the moneys appropriated and any other moneys available
32 shall not be used for payment of a personnel settlement
33 agreement that contains a confidentiality provision intended to
34 prevent public disclosure of the agreement or any terms of the
35 agreement.